

Senate Study Bill 3216

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S BUDGET
BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations for health and human
2 services and including other related provisions and
3 appropriations, and providing effective and applicability date
4 provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 5012XG 82
7 pf/jp/14

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1 1 DIVISION I
1 2 GENERAL FUND AND BLOCK GRANT APPROPRIATIONS
1 3 ELDER AFFAIRS
1 4 Section 1. DEPARTMENT OF ELDER AFFAIRS. There is
1 5 appropriated from the general fund of the state to the
1 6 department of elder affairs for the fiscal year beginning July
1 7 1, 2008, and ending June 30, 2009, the following amount, or so
1 8 much thereof as is necessary, to be used for the purposes
1 9 designated:
1 10 For aging programs for the department of elder affairs and
1 11 area agencies on aging to provide citizens of Iowa who are 60
1 12 years of age and older with case management for the frail
1 13 elderly only if the monthly cost per client for case
1 14 management for the frail elderly services provided does not
1 15 exceed an average of \$70, resident advocate committee
1 16 coordination, employment, and other services which may include
1 17 but are not limited to adult day services, respite care, chore
1 18 services, telephone reassurance, information and assistance,
1 19 and home repair services, and for the construction of entrance
1 20 ramps which make residences accessible to the physically
1 21 handicapped, and for salaries, support, administration,
1 22 maintenance, and miscellaneous purposes:
1 23 \$ 4,866,698
1 24 1. Funds appropriated in this section may be used to
1 25 supplement federal funds under federal regulations. To
1 26 receive funds appropriated in this section, a local area
1 27 agency on aging shall match the funds with moneys from other
1 28 sources according to rules adopted by the department. Funds
1 29 appropriated in this section may be used for elderly services
1 30 not specifically enumerated in this section only if approved
1 31 by an area agency on aging for provision of the service within
1 32 the area.
1 33 2. Of the funds appropriated in this section, \$2,788,223
1 34 shall be used for case management for the frail elderly. Of
1 35 the funds allocated in this subsection, \$1,385,015 shall be
2 1 transferred to the department of human services in equal
2 2 amounts on a quarterly basis for reimbursement of case
2 3 management services provided under the medical assistance
2 4 elderly waiver. The department of human services shall adopt
2 5 rules for case management services provided under the medical
2 6 assistance elderly waiver in consultation with the department
2 7 of elder affairs. The monthly cost per client for case
2 8 management for the frail elderly services provided shall not
2 9 exceed an average of \$70.
2 10 3. Of the funds appropriated in this section, \$200,198
2 11 shall be transferred to the department of economic development
2 12 for the Iowa commission on volunteer services to be used for
2 13 the retired and senior volunteer program.
2 14 PUBLIC HEALTH
2 15 Sec. 2. DEPARTMENT OF PUBLIC HEALTH. There is
2 16 appropriated from the general fund of the state to the
2 17 department of public health for the fiscal year beginning July

1, 2008, and ending June 30, 2009, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling:

..... \$ 22,780,614

The requirement of section 123.53, subsection 3, is met by the appropriations made in this Act for purposes of addictive disorders for the fiscal year beginning July 1, 2008.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children, adolescents from birth through 21 years of age, and families:

..... \$ 3,536,913

a. Of the funds appropriated in this subsection, not more than \$645,917 shall be used for the healthy opportunities to experience success (HOPES)=healthy families Iowa (HFI) program established pursuant to section 135.106. The department shall transfer the funding allocated for the HOPES=HFI program to the Iowa empowerment board for distribution and shall assist the board in managing the contracting for the funding. The funding shall be distributed to renew the grants that were provided to the grantees that operated the program during the fiscal year ending June 30, 2008.

b. Of the funds appropriated in this subsection, \$1,000,000 is allocated for a family planning grants program.

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs:

..... \$ 2,243,840

a. Of the combined funds appropriated in this subsection and the funds appropriated for purposes of this subsection from the health care trust fund, \$900,000 is allocated for a healthy communities initiative that promotes physical fitness and healthy eating habits to lessen the impacts of obesity on health care needs.

b. Of the funds appropriated in this subsection, \$75,000 is allocated to implement a governor's physical fitness challenge initiative.

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level:

..... \$ 3,303,014

Of the funds appropriated in this subsection, \$159,700 is allocated for continuation of an initiative implemented at the university of Iowa and \$140,300 is allocated for an initiative at the state mental health institute at Cherokee to expand and improve the workforce engaged in mental health treatment and services. The initiatives shall receive input from the university of Iowa, the department of human services, the department of public health, and the mental health, mental retardation, developmental disabilities, and brain injury commission to address the focus of the initiatives. The department of human services, the department of public health, and the commission shall receive regular updates concerning the status of the initiatives.

5. ELDERLY WELLNESS

For promotion of healthy aging and optimization of the health of older adults:

..... \$ 9,233,985

6. ENVIRONMENTAL HAZARDS

For reducing the public's exposure to hazards in the environment, primarily chemical hazards:

..... \$ 1,113,118

7. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases:

..... \$ 2,658,286

Of the funds appropriated in this subsection, \$1,000,000 is allocated for an increase in purchasing of vaccines for immunizations.

8. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations:

..... \$ 4,262,978

a. Of the funds appropriated in this subsection, \$643,500 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

b. Of the funds appropriated in this subsection, \$400,000 is allocated for start up costs to implement licensing of plumbers and mechanical professionals in accordance with 2007 Iowa Acts, ch. 198.

9. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public:

..... \$ 1,205,933

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section.

Sec. 3. GAMBLING TREATMENT FUND == APPROPRIATION.

1. In lieu of the appropriation made in section 135.150, subsection 1, there is appropriated from funds available in the gambling treatment fund created in section 135.150 to the department of public health for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To be utilized for the benefit of persons with addictive disorders:

..... \$ 2,215,000

It is the intent of the general assembly that from the moneys appropriated in this subsection persons with a dual diagnosis of substance abuse and gambling addictions shall be given priority in treatment services.

2. The amount remaining in the gambling treatment fund after the appropriation made in subsection 1 is appropriated to the department to be used for funding of administrative costs and to provide programs which may include but are not limited to outpatient and follow-up treatment for persons affected by problem gambling, rehabilitation and residential treatment programs, information and referral services, education and preventive services, and financial management services. Of the amount appropriated in this subsection, up to \$100,000 may be used for the licensing of gambling treatment programs as provided in section 135.150.

DEPARTMENT OF VETERANS AFFAIRS

Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, including the war orphans educational assistance fund established pursuant to section 35.8:

..... \$ 1,163,457

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 12,694,154

3. VETERANS HOME OWNERSHIP GRANT PROGRAM

For continuation of the veterans home ownership grant program in accordance with section 35A.15 for persons who are or were eligible members of the armed forces of the United States:

..... \$ 1,600,000

The active duty service period used for program eligibility under the definition in section 35A.15, subsection 1, shall begin September 11, 2001, and end June 30, 2009. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

4. COUNTY GRANT PROGRAM FOR VETERANS

For providing matching grants to counties to provide improved services to veterans:

..... \$ 600,000

The department shall establish or continue a grant application process and shall require each county applying for a grant to submit a plan for utilizing the grant to improve services for veterans. The maximum matching grant to be awarded to a county shall be \$10,000 and the amount awarded shall be matched on a \$1-for-\$1 basis by the county. Each county receiving a grant shall submit a report to the department identifying the impact of the grant on increasing services to veterans as specified by the department. The department shall submit a report to the general assembly by

7 5 October 1, 2008, concerning the impact of the grant program on
 7 6 services to veterans.
 7 7 Notwithstanding section 8.33, moneys appropriated in this
 7 8 subsection that remain unencumbered or unobligated at the
 7 9 close of the fiscal year shall not revert to the fund from
 7 10 which appropriated but shall be credited to the veterans trust
 7 11 fund.
 7 12 5. STATE EDUCATIONAL ASSISTANCE == CHILDREN OF DECEASED
 7 13 VETERANS
 7 14 For provision of educational assistance pursuant to section
 7 15 35.9:
 7 16 \$ 27,000
 7 17 HUMAN SERVICES
 7 18 Sec. 5. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 7 19 GRANT. There is appropriated from the fund created in section
 7 20 8.41 to the department of human services for the fiscal year
 7 21 beginning July 1, 2008, and ending June 30, 2009, from moneys
 7 22 received under the federal temporary assistance for needy
 7 23 families (TANF) block grant pursuant to the federal Personal
 7 24 Responsibility and Work Opportunity Reconciliation Act of
 7 25 1996, Pub. L. No. 104-193, and successor legislation, which
 7 26 are federally appropriated for the federal fiscal years
 7 27 beginning October 1, 2007, and ending September 30, 2008, and
 7 28 beginning October 1, 2008, and ending September 30, 2009, the
 7 29 following amounts, or so much thereof as is necessary, to be
 7 30 used for the purposes designated:
 7 31 1. To be credited to the family investment program account
 7 32 and used for assistance under the family investment program
 7 33 under chapter 239B:
 7 34 \$ 28,101,513
 7 35 2. To be credited to the family investment program account
 8 1 and used for the job opportunities and basic skills (JOBS)
 8 2 program and implementing family investment agreements in
 8 3 accordance with chapter 239B:
 8 4 \$ 13,334,528
 8 5 Notwithstanding section 8.33, not more than 5 percent of
 8 6 the moneys designated in this subsection that are allocated by
 8 7 the department for contracted services, other than family
 8 8 self-sufficiency grant services allocated under this
 8 9 subsection, that remain unencumbered or unobligated at the
 8 10 close of the fiscal year shall not revert but shall remain
 8 11 available for expenditure for the purposes designated until
 8 12 the close of the succeeding fiscal year. However, unless such
 8 13 moneys are encumbered or obligated on or before September 30,
 8 14 2009, the moneys shall revert.
 8 15 3. To be used for the family development and
 8 16 self-sufficiency grant program administered by the department
 8 17 of human rights as provided under this division of this Act:
 8 18 \$ 2,998,675
 8 19 4. For field operations:
 8 20 \$ 17,707,495
 8 21 5. For general administration:
 8 22 \$ 3,744,000
 8 23 6. For local administrative costs:
 8 24 \$ 2,189,830
 8 25 7. For state child care assistance:
 8 26 \$ 25,886,177
 8 27 a. Of the funds appropriated in this subsection,
 8 28 \$18,986,177 shall be transferred to the child care and
 8 29 development block grant appropriation made for the federal
 8 30 fiscal year beginning October 1, 2008, and ending September
 8 31 30, 2009. Of this amount, \$200,000 shall be used for
 8 32 provision of educational opportunities to registered child
 8 33 care home providers in order to improve services and programs
 8 34 offered by this category of providers and to increase the
 8 35 number of such providers. The department may contract with
 9 1 institutions of higher education or child care resource and
 9 2 referral centers to provide the educational opportunities.
 9 3 Allowable administrative costs under the contracts shall not
 9 4 exceed 5 percent. The application used for the contract
 9 5 process shall not exceed two pages in length.
 9 6 b. Any funds appropriated in this subsection remaining
 9 7 unallocated shall be used for state child care assistance
 9 8 payments for individuals enrolled in the family investment
 9 9 program who are employed.
 9 10 8. For mental health and developmental disabilities
 9 11 community services:
 9 12 \$ 4,894,052
 9 13 9. For child and family services:
 9 14 \$ 32,084,430
 9 15 10. For child abuse prevention grants:

9 16 \$ 250,000
 9 17 11. For pregnancy prevention grants on the condition that
 9 18 family planning services are funded:
 9 19 \$ 1,930,067
 9 20 Pregnancy prevention grants shall be awarded to programs in
 9 21 existence on or before July 1, 2008, if the programs are
 9 22 comprehensive in scope and have demonstrated positive
 9 23 outcomes. Grants shall be awarded to pregnancy prevention
 9 24 programs which are developed after July 1, 2008, if the
 9 25 programs are comprehensive in scope and are based on existing
 9 26 models that have demonstrated positive outcomes. Grants shall
 9 27 comply with the requirements provided in 1997 Iowa Acts,
 9 28 chapter 208, section 14, subsections 1 and 2, including the
 9 29 requirement that grant programs must emphasize sexual
 9 30 abstinence. Priority in the awarding of grants shall be given
 9 31 to programs that serve areas of the state which demonstrate
 9 32 the highest percentage of unplanned pregnancies of females of
 9 33 childbearing age within the geographic area to be served by
 9 34 the grant.
 9 35 12. For technology needs and other resources necessary to
 10 1 meet federal welfare reform reporting, tracking, and case
 10 2 management requirements:
 10 3 \$ 1,037,186
 10 4 13. For the healthy opportunities for parents to
 10 5 experience success (HOPES) program administered by the
 10 6 department of public health to target child abuse prevention:
 10 7 \$ 200,000
 10 8 14. To be credited to the state child care assistance
 10 9 appropriation made in this section to be used for funding of
 10 10 community-based early childhood programs targeted to children
 10 11 from birth through five years of age developed by community
 10 12 empowerment areas as provided in section 28.9:
 10 13 \$ 7,350,000
 10 14 The department shall transfer TANF block grant funding
 10 15 appropriated and allocated in this subsection to the child
 10 16 care and development block grant appropriation in accordance
 10 17 with federal law as necessary to comply with the provisions of
 10 18 this subsection.
 10 19 15. For a pilot program to be established in one or more
 10 20 judicial districts, selected by the department and the
 10 21 judicial council, to provide employment and support services
 10 22 to delinquent child support obligors as an alternative to
 10 23 commitment to jail as punishment for contempt of court:
 10 24 \$ 200,000
 10 25 Of the amounts appropriated in this section, \$12,962,008
 10 26 for the fiscal year beginning July 1, 2008, shall be
 10 27 transferred to the appropriation of the federal social
 10 28 services block grant for that fiscal year.
 10 29 The department may transfer funds allocated in this section
 10 30 to the appropriations in this Act for general administration
 10 31 and field operations for resources necessary to implement and
 10 32 operate the services referred to in this section and those
 10 33 funded in the appropriation made in this division of this Act
 10 34 for the family investment program from the general fund of the
 10 35 state.
 11 1 Sec. 6. FAMILY INVESTMENT PROGRAM ACCOUNT.
 11 2 1. Moneys credited to the family investment program (FIP)
 11 3 account for the fiscal year beginning July 1, 2008, and ending
 11 4 June 30, 2009, shall be used to provide assistance in
 11 5 accordance with chapter 239B.
 11 6 2. The department may use a portion of the moneys credited
 11 7 to the FIP account under this section as necessary for
 11 8 salaries, support, maintenance, and miscellaneous purposes.
 11 9 3. The department may transfer funds allocated in this
 11 10 section to the appropriations in this Act for general
 11 11 administration and field operations for resources necessary to
 11 12 implement and operate the services referred to in this section
 11 13 and those funded in the appropriation made in this division of
 11 14 this Act for the family investment program from the general
 11 15 fund of the state.
 11 16 4. Moneys appropriated in this division of this Act and
 11 17 credited to the FIP account for the fiscal year beginning July
 11 18 1, 2008, and ending June 30, 2009, are allocated as follows:
 11 19 a. To be retained by the department of human services to
 11 20 be used for coordinating with the department of human rights
 11 21 to more effectively serve participants in the FIP program and
 11 22 other shared clients and to meet federal reporting
 11 23 requirements under the federal temporary assistance for needy
 11 24 families block grant:
 11 25 \$ 20,000
 11 26 b. To the department of human rights for staffing,

11 27 administration, and implementation of the family development
 11 28 and self=sufficiency grant program:
 11 29 \$ 5,563,042
 11 30 (1) Of the funds allocated for the family development and
 11 31 self=sufficiency grant program in this lettered paragraph, not
 11 32 more than 5 percent of the funds shall be used for the
 11 33 administration of the grant program.
 11 34 (2) The department of human rights may continue to
 11 35 implement the family development and self=sufficiency grant
 12 1 program statewide during fiscal year 2008=2009.
 12 2 (3) The department of human rights is responsible for
 12 3 complying with all federal temporary assistance for needy
 12 4 families block grant requirements with respect to the funds
 12 5 allocated in this lettered paragraph and for any federal
 12 6 penalty that may result from a failure to meet the
 12 7 requirements. These responsibilities include but are not
 12 8 limited to ensuring that all expenditures of federal block
 12 9 grant and state maintenance of effort funds are appropriate
 12 10 and allowable in accordance with federal requirements and meet
 12 11 federal work participation requirements with respect to the
 12 12 population receiving benefits or services under the family
 12 13 development and self=sufficiency grant program that are
 12 14 subject to work requirements.
 12 15 (4) With the allocation of funding for the family
 12 16 development and self=sufficiency grant program directly to the
 12 17 department of human rights in lieu of allocation through the
 12 18 department of human services, the department of human rights
 12 19 shall assume all responsibility for the grant program. The
 12 20 responsibility includes identifying and addressing
 12 21 implementation of any revisions in state law or administrative
 12 22 rule needed to effect this change, including but not limited
 12 23 to identifying any amendments needed to section 217.12.
 12 24 (5) The department of human rights, consistent with the
 12 25 accountable government Act in chapter 8E, shall adopt
 12 26 appropriate performance measures for the grant program,
 12 27 including but not limited to measures demonstrating how the
 12 28 program helps families achieve self=sufficiency. The
 12 29 department of human rights shall submit to the governor and
 12 30 general assembly on or before October 31, 2009, a report
 12 31 detailing these measures and outcomes achieved for the fiscal
 12 32 year beginning July 1, 2008, and ending June 30, 2009.
 12 33 (6) The department of human rights shall develop a
 12 34 memorandum of agreement with the department of human services
 12 35 to coordinate referrals and delivery of services to
 13 1 participants in the family investment program and other shared
 13 2 clients and shall provide the department of human services
 13 3 with information necessary for compliance with federal
 13 4 temporary assistance for needy families block grant state plan
 13 5 and reporting requirements, including but not limited to
 13 6 financial and data reports.
 13 7 c. For the diversion subaccount of the FIP account:
 13 8 \$ 2,814,000
 13 9 (1) A portion of the moneys allocated for the subaccount
 13 10 may be used for field operations salaries, data management
 13 11 system development, and implementation costs and support
 13 12 deemed necessary by the director of human services in order to
 13 13 administer the FIP diversion program.
 13 14 (2) Of the funds allocated in this lettered paragraph, not
 13 15 more than \$250,000 shall be used to develop or continue
 13 16 community=level parental obligation pilot projects. The
 13 17 requirements established under 2001 Iowa Acts, chapter 191,
 13 18 section 3, subsection 5, paragraph "c", subparagraph (3),
 13 19 shall remain applicable to the parental obligation pilot
 13 20 projects for fiscal year 2008=2009. Notwithstanding 441 IAC
 13 21 100.8, providing for termination of rules relating to the
 13 22 pilot projects the earlier of October 1, 2006, or when
 13 23 legislative authority is discontinued, the rules relating to
 13 24 the pilot projects shall remain in effect until June 30, 2009.
 13 25 d. For continuation of the program to provide transitional
 13 26 benefits to families with members who are employed at the time
 13 27 the family leaves the family investment program in accordance
 13 28 with section 239B.11A:
 13 29 \$ 2,000,000
 13 30 e. For the food stamp employment and training program:
 13 31 \$ 68,059
 13 32 f. For the JOBS program:
 13 33 \$ 22,310,116
 13 34 5. Of the child support collections assigned under FIP, an
 13 35 amount equal to the federal share of support collections shall
 14 1 be credited to the child support recovery appropriation. Of
 14 2 the remainder of the assigned child support collections

14 3 received by the child support recovery unit, a portion shall
14 4 be credited to the FIP account, a portion may be used to
14 5 increase recoveries, and a portion may be used to sustain cash
14 6 flow in the child support payments account. If as a result
14 7 the appropriations allocated in this section are insufficient
14 8 to sustain cash assistance payments and meet federal
14 9 maintenance of effort requirements, the department shall seek
14 10 supplemental funding. If child support collections assigned
14 11 under FIP are greater than estimated or are otherwise
14 12 determined not to be required for maintenance of effort, the
14 13 state share of either amount may be transferred to or retained
14 14 in the child support payment account.

14 15 6. The department may adopt emergency rules for the family
14 16 investment, JOBS, family development and self-sufficiency
14 17 grant, food stamp, and medical assistance programs if
14 18 necessary to comply with federal requirements.

14 19 Sec. 7. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is
14 20 appropriated from the general fund of the state to the
14 21 department of human services for the fiscal year beginning
14 22 July 1, 2008, and ending June 30, 2009, the following amount,
14 23 or so much thereof as is necessary, to be used for the purpose
14 24 designated:

14 25 To be credited to the family investment program (FIP)
14 26 account and used for family investment program assistance
14 27 under chapter 239B:

14 28 \$ 42,368,632

14 29 1. Of the funds appropriated in this section, \$8,975,588
14 30 is allocated for the JOBS program.

14 31 2. Of the funds appropriated in this section, \$2,584,367
14 32 is allocated for the family development and self-sufficiency
14 33 grant program as provided under section 217.12 and this
14 34 division of this Act. The department of human rights shall
14 35 ensure that the expenditures of moneys allocated from the
15 1 general fund of the state pursuant to this subsection are
15 2 eligible to be considered as state maintenance of effort
15 3 expenditures under federal temporary assistance for needy
15 4 families block grant requirements.

15 5 3. Of the funds appropriated in this section, \$250,000
15 6 shall be used to continue a grant to an Iowa-based nonprofit
15 7 organization with a history of providing tax preparation
15 8 assistance to low-income Iowans in order to expand the usage
15 9 of the earned income tax credit. The purpose of the grant is
15 10 to supply this assistance to underserved areas of the state.
15 11 The grant shall be provided to an organization that has
15 12 existing national foundation support for supplying such
15 13 assistance that can also secure local charitable match
15 14 funding.

15 15 4. Of the funds appropriated in this section, \$200,000 is
15 16 allocated for financial literacy grants.

15 17 5. Notwithstanding section 8.39, for the fiscal year
15 18 beginning July 1, 2008, if necessary to meet federal
15 19 maintenance of effort requirements or to transfer federal
15 20 temporary assistance for needy families block grant funding to
15 21 be used for purposes of the federal social services block
15 22 grant or to meet cash flow needs resulting from delays in
15 23 receiving federal funding or to implement, in accordance with
15 24 this division of this Act, activities currently funded with
15 25 juvenile court services, county, or community moneys, and
15 26 state moneys used in combination with such moneys, the
15 27 department of human services may transfer funds within or
15 28 between any of the appropriations made in this division of
15 29 this Act and appropriations in law for the federal social
15 30 services block grant to the department for the following
15 31 purposes, provided that the combined amount of state and
15 32 federal temporary assistance for needy families block grant
15 33 funding for each appropriation remains the same before and
15 34 after the transfer:

15 35 a. For the family investment program.

16 1 b. For child care assistance.

16 2 c. For child and family services.

16 3 d. For field operations.

16 4 e. For general administration.

16 5 f. MH/MR/DD/BI community services (local purchase).

16 6 This subsection shall not be construed to prohibit the use
16 7 of existing state transfer authority for other purposes. The
16 8 department shall report any transfers made pursuant to this
16 9 subsection to the legislative services agency.

16 10 Sec. 8. CHILD SUPPORT RECOVERY. There is appropriated
16 11 from the general fund of the state to the department of human
16 12 services for the fiscal year beginning July 1, 2008, and
16 13 ending June 30, 2009, the following amount, or so much thereof

16 14 as is necessary, to be used for the purposes designated:
16 15 For child support recovery, including salaries, support,
16 16 maintenance, and miscellaneous purposes:
16 17 \$ 15,316,323
16 18 1. The department shall expend up to \$31,000, including
16 19 federal financial participation, for the fiscal year beginning
16 20 July 1, 2008, for a child support public awareness campaign.
16 21 The department and the office of the attorney general shall
16 22 cooperate in continuation of the campaign. The public
16 23 awareness campaign shall emphasize, through a variety of media
16 24 activities, the importance of maximum involvement of both
16 25 parents in the lives of their children as well as the
16 26 importance of payment of child support obligations.
16 27 2. Federal access and visitation grant moneys shall be
16 28 issued directly to private not-for-profit agencies that
16 29 provide services designed to increase compliance with the
16 30 child access provisions of court orders, including but not
16 31 limited to neutral visitation sites and mediation services.
16 32 3. The appropriation made to the department for child
16 33 support recovery may be used throughout the fiscal year in the
16 34 manner necessary for purposes of cash flow management, and for
16 35 cash flow management purposes the department may temporarily
17 1 draw more than the amount appropriated, provided the amount
17 2 appropriated is not exceeded at the close of the fiscal year.
17 3 Sec. 9. MEDICAL ASSISTANCE. There is appropriated from
17 4 the general fund of the state to the department of human
17 5 services for the fiscal year beginning July 1, 2008, and
17 6 ending June 30, 2009, the following amount, or so much thereof
17 7 as is necessary, to be used for the purpose designated:
17 8 For medical assistance reimbursement and associated costs
17 9 as specifically provided in the reimbursement methodologies in
17 10 effect on June 30, 2008, except as otherwise expressly
17 11 authorized by law, including reimbursement for abortion
17 12 services which shall be available under the medical assistance
17 13 program only for those abortions which are medically
17 14 necessary:
17 15 \$695,858,450
17 16 1. Medically necessary abortions are those performed under
17 17 any of the following conditions:
17 18 a. The attending physician certifies that continuing the
17 19 pregnancy would endanger the life of the pregnant woman.
17 20 b. The attending physician certifies that the fetus is
17 21 physically deformed, mentally deficient, or afflicted with a
17 22 congenital illness.
17 23 c. The pregnancy is the result of a rape which is reported
17 24 within 45 days of the incident to a law enforcement agency or
17 25 public or private health agency which may include a family
17 26 physician.
17 27 d. The pregnancy is the result of incest which is reported
17 28 within 150 days of the incident to a law enforcement agency or
17 29 public or private health agency which may include a family
17 30 physician.
17 31 e. Any spontaneous abortion, commonly known as a
17 32 miscarriage, if not all of the products of conception are
17 33 expelled.
17 34 2. The department shall utilize not more than \$60,000 of
17 35 the funds appropriated in this section to continue the
18 1 AIDS/HIV health insurance premium payment program as
18 2 established in 1992 Iowa Acts, Second Extraordinary Session,
18 3 chapter 1001, section 409, subsection 6. Of the funds
18 4 allocated in this subsection, not more than \$5,000 may be
18 5 expended for administrative purposes.
18 6 3. Of the funds appropriated in this Act to the department
18 7 of public health for addictive disorders, \$950,000 for the
18 8 fiscal year beginning July 1, 2008, shall be transferred to
18 9 the department of human services for an integrated substance
18 10 abuse managed care system. The department shall not assume
18 11 management of the substance abuse system in place of the
18 12 managed care contractor unless such a change in approach is
18 13 specifically authorized in law.
18 14 4. a. The department shall aggressively pursue options
18 15 for providing medical assistance or other assistance to
18 16 individuals with special needs who become ineligible to
18 17 continue receiving services under the early and periodic
18 18 screening, diagnosis, and treatment program under the medical
18 19 assistance program due to becoming 21 years of age who have
18 20 been approved for additional assistance through the
18 21 department's exception to policy provisions, but who have
18 22 health care needs in excess of the funding available through
18 23 the exception to policy provisions.
18 24 b. Of the funds appropriated in this section, \$100,000

18 25 shall be used for participation in one or more pilot projects
18 26 operated by a private provider to allow the individual or
18 27 individuals to receive service in the community in accordance
18 28 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
18 29 (1999), for the purpose of providing medical assistance or
18 30 other assistance to individuals with special needs who become
18 31 ineligible to continue receiving services under the early and
18 32 periodic screening, diagnosis, and treatment program under the
18 33 medical assistance program due to becoming 21 years of age who
18 34 have been approved for additional assistance through the
18 35 department's exception to policy provisions, but who have
19 1 health care needs in excess of the funding available through
19 2 the exception to the policy provisions.
19 3 5. Of the funds appropriated in this section, up to
19 4 \$3,050,082 may be transferred to the field operations or
19 5 general administration appropriations in this Act for
19 6 operational costs associated with Part D of the federal
19 7 Medicare Prescription Drug, Improvement, and Modernization Act
19 8 of 2003, Pub. L. No. 108-173.
19 9 6. In addition to any other funds appropriated in this
19 10 Act, of the funds appropriated in this section, \$250,000 shall
19 11 be used for continuation of the grant to the Iowa healthcare
19 12 collaborative as defined in section 135.40.
19 13 7. Of the funds appropriated in this section, up to
19 14 \$500,000 shall be used to enhance outreach efforts. The
19 15 department may transfer funds allocated in this subsection to
19 16 the appropriations in this division of this Act for general
19 17 administration, the state children's health insurance program,
19 18 or medical contracts, as necessary, to implement the outreach
19 19 efforts.
19 20 8. Of the funds appropriated in this section, a sufficient
19 21 amount is allocated to supplement the incomes of residents in
19 22 nursing facilities with incomes of less than \$50 per month in
19 23 the amount necessary for the residents to receive a personal
19 24 needs allowance of \$50 per month.
19 25 9. Of the funds appropriated in this section, up to
19 26 \$442,100 may be transferred to the appropriation in this Act
19 27 for medical contracts to be used for clinical assessment
19 28 services related to remedial services in accordance with
19 29 federal law.
19 30 10. Of the funds appropriated in this section, \$1,143,522
19 31 may be used for the demonstration to maintain independence and
19 32 employment (DMIE) if the waiver for DMIE is approved by the
19 33 centers for Medicare and Medicaid services of the United
19 34 States department of health and human services. Additionally,
19 35 if the waiver is approved, \$440,000 of the funds shall be
20 1 transferred to the department of corrections for DMIE
20 2 activities.
20 3 11. Of the funds appropriated in this section, the
20 4 following amounts shall be transferred to appropriations made
20 5 in this division of this Act to the state mental health
20 6 institutes:
20 7 a. Cherokee mental health institute \$ 5,933,659
20 8 b. Clarinda mental health institute \$ 1,289,526
20 9 c. Independence mental health institute \$ 5,899,400
20 10 d. Mount Pleasant mental health institute \$ 3,751,626
20 11 12. a. Of the funds appropriated in this section,
20 12 \$2,797,719 is allocated for state match for disproportionate
20 13 share hospital payment of \$7,321,954 to hospitals that meet
20 14 both of the following conditions:
20 15 (1) The hospital qualifies for disproportionate share and
20 16 graduate medical education payments.
20 17 (2) The hospital is an Iowa state-owned hospital with more
20 18 than 500 beds and eight or more distinct residency specialty
20 19 or subspecialty programs recognized by the American college of
20 20 graduate medical education.
20 21 b. Distribution of the disproportionate share payment
20 22 shall be made on a monthly basis. The total amount of
20 23 disproportionate share payments including graduate medical
20 24 education, enhanced disproportionate share, and Iowa
20 25 state-owned teaching hospital payments shall not exceed the
20 26 amount of the state's allotment under Pub. L. No. 102-234. In
20 27 addition, the total amount of all disproportionate share
20 28 payments shall not exceed the hospital-specific
20 29 disproportionate share limits under Pub. L. No. 103-66.
20 30 13. The department shall implement cost-saving initiatives
20 31 including implementing a surcharge for claims filed on paper
20 32 when electronic filing is available, including claims for
20 33 behavioral drugs on the preferred drug list, revising the
20 34 state maximum allowable cost for generic drugs by eliminating
20 35 brand-name drugs from the calculation, collecting a

1 supplemental rebate on diabetic supplies, reimbursing
 2 physicians for drugs at the same rate as pharmacists,
 3 reimbursing anesthesiologists at Medicare rates, and revising
 4 nursing home payments to eliminate the supplemental
 5 accountability measures payments.
 6 14. A portion of the funds appropriated in this section
 7 may be transferred to the appropriations made in this division
 8 of this Act for general administration, medical contracts, the
 9 state children's health insurance program, or field operations
 10 to be used for the state match cost to comply with the payment
 11 error rate measurement (PERM) program for both the medical
 12 assistance and state children's health insurance programs as
 13 developed by the centers for Medicare and Medicaid services of
 14 the United States department of health and human services to
 15 comply with the federal Improper Payments Information Act of
 16 2002, Pub. L. No. 107=300.
 17 Sec. 10. HEALTH INSURANCE PREMIUM PAYMENT PROGRAM. There
 18 is appropriated from the general fund of the state to the
 19 department of human services for the fiscal year beginning
 20 July 1, 2008, and ending June 30, 2009, the following amount,
 21 or so much thereof as is necessary, to be used for the purpose
 22 designated:
 23 For administration of the health insurance premium payment
 24 program, including salaries, support, maintenance, and
 25 miscellaneous purposes:
 26 \$ 566,338
 27 Sec. 11. MEDICAL CONTRACTS. There is appropriated from
 28 the general fund of the state to the department of human
 29 services for the fiscal year beginning July 1, 2008, and
 30 ending June 30, 2009, the following amount, or so much thereof
 31 as is necessary, to be used for the purpose designated:
 32 For medical contracts, including salaries, support,
 33 maintenance, and miscellaneous purposes:
 34 \$ 14,796,616
 35 1. Of the funds appropriated in this section, \$50,000
 1 shall be used for electronic cross-matching with state vital
 2 records databases through the department of public health.
 3 2. Of the funds appropriated in this section, \$500,000
 4 shall be used for increased monitoring of home and
 5 community-based services.
 6 Sec. 12. STATE SUPPLEMENTARY ASSISTANCE.
 7 1. There is appropriated from the general fund of the
 8 state to the department of human services for the fiscal year
 9 beginning July 1, 2008, and ending June 30, 2009, the
 10 following amount, or so much thereof as is necessary, to be
 11 used for the purpose designated:
 12 For the state supplementary assistance program:
 13 \$ 18,793,766
 14 2. The department shall increase the personal needs
 15 allowance for residents of residential care facilities by the
 16 same percentage and at the same time as federal supplemental
 17 security income and federal social security benefits are
 18 increased due to a recognized increase in the cost of living.
 19 The department may adopt emergency rules to implement this
 20 subsection.
 21 3. If during the fiscal year beginning July 1, 2008, the
 22 department projects that state supplementary assistance
 23 expenditures for a calendar year will not meet the federal
 24 pass-through requirement specified in Title XVI of the federal
 25 Social Security Act, section 1618, as codified in 42 U.S.C. }
 26 1382g, the department may take actions including but not
 27 limited to increasing the personal needs allowance for
 28 residential care facility residents and making programmatic
 29 adjustments or upward adjustments of the residential care
 30 facility or in-home health-related care reimbursement rates
 31 prescribed in this division of this Act to ensure that federal
 32 requirements are met. In addition, the department may make
 33 other programmatic and rate adjustments necessary to remain
 34 within the amount appropriated in this section while ensuring
 35 compliance with federal requirements. The department may
 1 adopt emergency rules to implement the provisions of this
 2 subsection.
 3 Sec. 13. STATE CHILDREN'S HEALTH INSURANCE PROGRAM.
 4 1. There is appropriated from the general fund of the
 5 state to the department of human services for the fiscal year
 6 beginning July 1, 2008, and ending June 30, 2009, the
 7 following amount, or so much thereof as is necessary, to be
 8 used for the purpose designated:
 9 For maintenance of the healthy and well kids in Iowa (hawk=
 10 i) program pursuant to chapter 514I for receipt of federal
 11 financial participation under Title XXI of the federal Social

23 12 Security Act, which creates the state children's health
23 13 insurance program:
23 14 \$ 11,768,175
23 15 2. If sufficient funding is available under this Act, and
23 16 if federal reauthorization of the state children's health
23 17 insurance program provides sufficient federal allocations to
23 18 the state and authorization to cover the following populations
23 19 as an option under the state children's health insurance
23 20 program, the department may expand coverage under the state
23 21 children's health insurance program as follows:
23 22 a. By eliminating the categorical exclusion of state
23 23 employees from receiving state children's health insurance
23 24 program benefits.
23 25 b. By providing coverage for legal immigrant children and
23 26 pregnant women not eligible under current federal guidelines.
23 27 c. By covering children up to age twenty-one, or up to age
23 28 twenty-three if the child is attending school.
23 29 3. If the United States Congress does not authorize
23 30 additional federal funds necessary to address the shortfall
23 31 for the state children's health insurance program, the
23 32 department may use 100 percent of state funds from the
23 33 appropriation made in this section for the period beginning
23 34 July 1, 2008, and ending June 30, 2009, and may, after
23 35 consultation with the governor and the general assembly,
24 1 utilize funding from the appropriations made in this Act for
24 2 medical assistance to maintain the state children's health
24 3 insurance program.
24 4 Sec. 14. CHILD CARE ASSISTANCE. There is appropriated
24 5 from the general fund of the state to the department of human
24 6 services for the fiscal year beginning July 1, 2008, and
24 7 ending June 30, 2009, the following amount, or so much thereof
24 8 as is necessary, to be used for the purpose designated:
24 9 For child care programs:
24 10 \$ 41,636,097
24 11 1. Of the funds appropriated in this section, \$37,630,285
24 12 shall be used for state child care assistance in accordance
24 13 with section 237A.13.
24 14 2. Nothing in this section shall be construed or is
24 15 intended as or shall imply a grant of entitlement for services
24 16 to persons who are eligible for assistance due to an income
24 17 level consistent with the waiting list requirements of section
24 18 237A.13. Any state obligation to provide services pursuant to
24 19 this section is limited to the extent of the funds
24 20 appropriated in this section.
24 21 3. Of the funds appropriated in this section, \$525,524 is
24 22 allocated for the statewide program for child care resource
24 23 and referral services under section 237A.26. A list of the
24 24 registered and licensed child care facilities operating in the
24 25 area served by a child care resource and referral service
24 26 shall be made available to the families receiving state child
24 27 care assistance in that area.
24 28 4. Of the funds appropriated in this section, \$2,280,288
24 29 is allocated for child care quality improvement initiatives
24 30 including but not limited to continuation of the voluntary
24 31 quality rating system in accordance with section 237A.30.
24 32 5. The department may use any of the funds appropriated in
24 33 this section as a match to obtain federal funds for use in
24 34 expanding child care assistance and related programs. For the
24 35 purpose of expenditures of state and federal child care
25 1 funding, funds shall be considered obligated at the time
25 2 expenditures are projected or are allocated to the
25 3 department's service areas. Projections shall be based on
25 4 current and projected caseload growth, current and projected
25 5 provider rates, staffing requirements for eligibility
25 6 determination and management of program requirements including
25 7 data systems management, staffing requirements for
25 8 administration of the program, contractual and grant
25 9 obligations and any transfers to other state agencies, and
25 10 obligations for decategorization or innovation projects.
25 11 6. A portion of the state match for the federal child care
25 12 and development block grant shall be provided as necessary to
25 13 meet federal matching funds requirements through the state
25 14 general fund appropriation made for child development grants
25 15 and other programs for at-risk children in section 279.51.
25 16 7. Of the funds appropriated in this section, \$1,200,000
25 17 is transferred to the Iowa empowerment fund from which it is
25 18 appropriated to be used for professional development for the
25 19 system of early care, health, and education.
25 20 8. Notwithstanding section 8.33, moneys appropriated in
25 21 this section or received from the federal appropriations made
25 22 for the purposes of this section that remain unencumbered or

25 23 unobligated at the close of the fiscal year shall not revert
25 24 to any fund but shall remain available for expenditure for the
25 25 purposes designated until the close of the succeeding fiscal
25 26 year.

25 27 Sec. 15. JUVENILE INSTITUTIONS. There is appropriated
25 28 from the general fund of the state to the department of human
25 29 services for the fiscal year beginning July 1, 2008, and
25 30 ending June 30, 2009, the following amounts, or so much
25 31 thereof as is necessary, to be used for the purposes
25 32 designated:

25 33 1. For operation of the Iowa juvenile home at Toledo, and
25 34 for salaries, support, and maintenance:
25 35 \$ 7,579,484

26 1 2. For operation of the state training school at Eldora,
26 2 and for salaries, support, and maintenance:
26 3 \$ 11,948,327

26 4 3. A portion of the moneys appropriated in this section
26 5 shall be used by the state training school and by the Iowa
26 6 juvenile home for grants for adolescent pregnancy prevention
26 7 activities at the institutions in the fiscal year beginning
26 8 July 1, 2008.

26 9 Sec. 16. CHILD AND FAMILY SERVICES.

26 10 1. There is appropriated from the general fund of the
26 11 state to the department of human services for the fiscal year
26 12 beginning July 1, 2008, and ending June 30, 2009, the
26 13 following amount, or so much thereof as is necessary, to be
26 14 used for the purpose designated:
26 15 For child and family services:
26 16 \$ 93,141,701

26 17 2. In order to address a reduction of \$5,200,000 from the
26 18 amount allocated under the appropriation made for the purposes
26 19 of this section in prior years for purposes of juvenile
26 20 delinquent graduated sanction services, up to \$5,200,000 of
26 21 the amount of federal temporary assistance for needy families
26 22 block grant funding appropriated in this division of this Act
26 23 for child and family services shall be made available for
26 24 purposes of juvenile delinquent graduated sanction services.

26 25 3. The department may transfer funds appropriated in this
26 26 section as necessary to pay the nonfederal costs of services
26 27 reimbursed under the medical assistance program, the state
26 28 child care assistance program, or the family investment
26 29 program which are provided to children who would otherwise
26 30 receive services paid under the appropriation in this section.
26 31 The department may transfer funds appropriated in this section
26 32 to the appropriations in this division of this Act for general
26 33 administration and for field operations as necessary to
26 34 implement and operate the services funded in this section.

26 35 4. a. Of the funds appropriated in this section, up to
27 1 \$35,482,162 is allocated as the statewide expenditure target
27 2 under section 232.143 for group foster care maintenance and
27 3 services.

27 4 b. If at any time after September 30, 2008, annualization
27 5 of a service area's current expenditures indicates a service
27 6 area is at risk of exceeding its group foster care expenditure
27 7 target under section 232.143 by more than 5 percent, the
27 8 department and juvenile court services shall examine all group
27 9 foster care placements in that service area in order to
27 10 identify those which might be appropriate for termination. In
27 11 addition, any aftercare services believed to be needed for the
27 12 children whose placements may be terminated shall be
27 13 identified. The department and juvenile court services shall
27 14 initiate action to set dispositional review hearings for the
27 15 placements identified. In such a dispositional review
27 16 hearing, the juvenile court shall determine whether needed
27 17 aftercare services are available and whether termination of
27 18 the placement is in the best interest of the child and the
27 19 community.

27 20 5. A portion of the funds appropriated in this section may
27 21 be used for emergency family assistance to provide other
27 22 resources required for a family participating in a family
27 23 preservation or reunification project or successor project to
27 24 stay together or to be reunified.

27 25 6. Notwithstanding section 234.35 or any other provision
27 26 of law to the contrary, for the fiscal year beginning July 1,
27 27 2008, state funding for shelter care shall be limited to the
27 28 amount necessary to fund 273 beds that are guaranteed and
27 29 seven beds that are not guaranteed.

27 30 7. Federal funds received by the state during the fiscal
27 31 year beginning July 1, 2008, as the result of the expenditure
27 32 of state funds appropriated during a previous state fiscal
27 33 year for a service or activity funded under this section are

27 34 appropriated to the department to be used as additional
27 35 funding for services and purposes provided for under this
28 1 section. Notwithstanding section 8.33, moneys received in
28 2 accordance with this subsection that remain unencumbered or
28 3 unobligated at the close of the fiscal year shall not revert
28 4 to any fund but shall remain available for the purposes
28 5 designated until the close of the succeeding fiscal year.
28 6 8. Of the funds appropriated in this section, \$3,696,285
28 7 or a sufficient amount shall be used for protective child care
28 8 assistance.
28 9 9. a. Of the funds appropriated in this section, up to
28 10 \$2,291,653 is allocated for the payment of the expenses of
28 11 court-ordered services provided to juveniles who are under the
28 12 supervision of juvenile court services, which expenses are a
28 13 charge upon the state pursuant to section 232.141, subsection
28 14 4. Of the amount allocated in this lettered paragraph, up to
28 15 \$1,571,850 shall be made available to provide school-based
28 16 supervision of children adjudicated under chapter 232, of
28 17 which not more than \$15,000 may be used for the purpose of
28 18 training. A portion of the cost of each school-based liaison
28 19 officer shall be paid by the school district or other funding
28 20 source as approved by the chief juvenile court officer.
28 21 b. Of the funds appropriated in this section, up to
28 22 \$832,205 is allocated for the payment of the expenses of
28 23 court-ordered services provided to children who are under the
28 24 supervision of the department, which expenses are a charge
28 25 upon the state pursuant to section 232.141, subsection 4.
28 26 c. Notwithstanding section 232.141 or any other provision
28 27 of law to the contrary, the amounts allocated in this
28 28 subsection shall be distributed to the judicial districts as
28 29 determined by the state court administrator and to the
28 30 department's service areas as determined by the administrator
28 31 of the department's division of child and family services.
28 32 The state court administrator and the division administrator
28 33 shall make the determination of the distribution amounts on or
28 34 before June 15, 2008.
28 35 d. Notwithstanding chapter 232 or any other provision of
29 1 law to the contrary, a district or juvenile court shall not
29 2 order any service which is a charge upon the state pursuant to
29 3 section 232.141 if there are insufficient court-ordered
29 4 services funds available in the district court or departmental
29 5 service area distribution amounts to pay for the service. The
29 6 chief juvenile court officer and the departmental service area
29 7 manager shall encourage use of the funds allocated in this
29 8 subsection such that there are sufficient funds to pay for all
29 9 court-related services during the entire year. The chief
29 10 juvenile court officers and departmental service area managers
29 11 shall attempt to anticipate potential surpluses and shortfalls
29 12 in the distribution amounts and shall cooperatively request
29 13 the state court administrator or division administrator to
29 14 transfer funds between the judicial districts' or departmental
29 15 service areas' distribution amounts as prudent.
29 16 e. Notwithstanding any provision of law to the contrary, a
29 17 district or juvenile court shall not order a county to pay for
29 18 any service provided to a juvenile pursuant to an order
29 19 entered under chapter 232 which is a charge upon the state
29 20 under section 232.141, subsection 4.
29 21 f. Of the funds allocated in this subsection, not more
29 22 than \$100,000 may be used by the judicial branch for
29 23 administration of the requirements under this subsection.
29 24 10. Of the funds appropriated in this section, \$1,040,300
29 25 shall be transferred to the department of public health to be
29 26 used for the child protection center grant program in
29 27 accordance with section 135.118.
29 28 11. If the department receives federal approval to
29 29 implement a waiver under Title IV-E of the federal Social
29 30 Security Act to enable providers to serve children who remain
29 31 in the children's families and communities, for purposes of
29 32 eligibility under the medical assistance program children who
29 33 participate in the waiver shall be considered to be placed in
29 34 foster care.
29 35 12. Of the funds appropriated in this section, \$4,188,579
30 1 is allocated for the preparation for adult living program
30 2 pursuant to section 234.46.
30 3 13. Of the funds appropriated in this section, \$1,040,300
30 4 shall be used to continue juvenile drug courts. The amount
30 5 allocated in this subsection shall be distributed as follows:
30 6 a. To the judicial branch for salaries to assist with the
30 7 operation of juvenile drug court programs operated in the
30 8 following jurisdictions:
30 9 (1) Marshall county:

30 10 \$ 61,800
 30 11 (2) Woodbury county:
 30 12 \$ 123,862
 30 13 (3) Polk county:
 30 14 \$ 193,057
 30 15 (4) The third judicial district:
 30 16 \$ 66,950
 30 17 (5) The eighth judicial district:
 30 18 \$ 66,950
 30 19 b. For court-ordered services to support substance abuse
 30 20 services provided to the juveniles participating in the
 30 21 juvenile drug court programs listed in paragraph "a" and the
 30 22 juveniles' families:
 30 23 \$ 527,681
 30 24 The state court administrator shall allocate the funding
 30 25 designated in this paragraph among the programs.
 30 26 14. Of the funds appropriated in this section, \$239,269
 30 27 shall be used for continuation of a grant to a nonprofit human
 30 28 services organization providing services to individuals and
 30 29 families in multiple locations in southwest Iowa and Nebraska
 30 30 for support of a project providing immediate, sensitive
 30 31 support and forensic interviews, medical exams, needs
 30 32 assessments, and referrals for victims of child abuse and
 30 33 their nonoffending family members.
 30 34 15. Of the funds appropriated in this section, \$121,200 is
 30 35 allocated for expansion of the elevate approach of providing a
 31 1 support network to children placed in foster care.
 31 2 16. Of the funds appropriated in this section, \$303,000 is
 31 3 allocated for continuation of sibling visitation provisions
 31 4 for children subject to a court order for out-of-home
 31 5 placement in accordance with section 232.108.
 31 6 17. Of the funds appropriated in this section, \$202,000 is
 31 7 allocated for use pursuant to section 235A.1 for continuation
 31 8 of the initiative to address child sexual abuse implemented
 31 9 pursuant to 2007 Iowa Acts, ch. 218, section 18, subsection
 31 10 21.
 31 11 Sec. 17. ADOPTION SUBSIDY.
 31 12 1. There is appropriated from the general fund of the
 31 13 state to the department of human services for the fiscal year
 31 14 beginning July 1, 2008, and ending June 30, 2009, the
 31 15 following amount, or so much thereof as is necessary, to be
 31 16 used for the purpose designated:
 31 17 For adoption subsidy payments and services:
 31 18 \$ 35,074,772
 31 19 2. The department may transfer funds appropriated in this
 31 20 section to the appropriations in this Act for child and family
 31 21 services to be used for adoptive family recruitment and other
 31 22 services to achieve adoption.
 31 23 3. Federal funds received by the state during the fiscal
 31 24 year beginning July 1, 2008, as the result of the expenditure
 31 25 of state funds during a previous state fiscal year for a
 31 26 service or activity funded under this section are appropriated
 31 27 to the department to be used as additional funding for the
 31 28 services and activities funded under this section.
 31 29 Notwithstanding section 8.33, moneys received in accordance
 31 30 with this subsection that remain unencumbered or unobligated
 31 31 at the close of the fiscal year shall not revert to any fund
 31 32 but shall remain available for expenditure for the purposes
 31 33 designated until the close of the succeeding fiscal year.
 31 34 Sec. 18. JUVENILE DETENTION HOME FUND. Moneys deposited
 31 35 in the juvenile detention home fund created in section 232.142
 32 1 during the fiscal year beginning July 1, 2008, and ending June
 32 2 30, 2009, are appropriated to the department of human services
 32 3 for the fiscal year beginning July 1, 2008, and ending June
 32 4 30, 2009, for distribution as follows:
 32 5 1. An amount equal to 10 percent of the costs of the
 32 6 establishment, improvement, operation, and maintenance of
 32 7 county or multicounty juvenile detention homes in the fiscal
 32 8 year beginning July 1, 2007. Moneys appropriated for
 32 9 distribution in accordance with this subsection shall be
 32 10 allocated among eligible detention homes, prorated on the
 32 11 basis of an eligible detention home's proportion of the costs
 32 12 of all eligible detention homes in the fiscal year beginning
 32 13 July 1, 2007. Notwithstanding section 232.142, subsection 3,
 32 14 the financial aid payable by the state under that provision
 32 15 for the fiscal year beginning July 1, 2008, shall be limited
 32 16 to the amount appropriated for the purposes of this
 32 17 subsection.
 32 18 2. For renewal of a grant to a county with a population
 32 19 between 189,000 and 196,000 in the latest preceding certified
 32 20 federal census for implementation of the county's runaway

32 21 treatment plan under section 232.195:
 32 22 \$ 80,000
 32 23 3. For continuation and expansion of the community
 32 24 partnership for child protection sites:
 32 25 \$ 418,000
 32 26 4. For continuation of the department's minority youth and
 32 27 family projects under the redesign of the child welfare
 32 28 system:
 32 29 \$ 375,000
 32 30 5. For funding of the state match for the federal
 32 31 substance abuse and mental health services administration
 32 32 (SAMHSA) system of care grant:
 32 33 \$ 400,000
 32 34 6. For transfer to the appropriation made in this Act for
 32 35 child and family services to supplement the statewide
 33 1 expenditure target amount under section 232.143 designated in
 33 2 the appropriation made in this Act for child and family
 33 3 services:
 33 4 \$ 1,324,000
 33 5 7. For training of nonlicensed relatives caring for
 33 6 children in the child welfare system:
 33 7 \$ 276,000
 33 8 8. The remainder for additional allocations to county or
 33 9 multicounty juvenile detention homes, in accordance with the
 33 10 distribution requirements of subsection 1.
 33 11 Sec. 19. FAMILY SUPPORT SUBSIDY PROGRAM.
 33 12 1. There is appropriated from the general fund of the
 33 13 state to the department of human services for the fiscal year
 33 14 beginning July 1, 2008, and ending June 30, 2009, the
 33 15 following amount, or so much thereof as is necessary, to be
 33 16 used for the purpose designated:
 33 17 For the family support subsidy program:
 33 18 \$ 1,936,434
 33 19 2. The department shall use at least \$433,212 of the
 33 20 moneys appropriated in this section for the family support
 33 21 center component of the comprehensive family support program
 33 22 under section 225C.47. Not more than \$20,000 of the amount
 33 23 allocated in this subsection shall be used for administrative
 33 24 costs.
 33 25 Sec. 20. CONNER DECREE. There is appropriated from the
 33 26 general fund of the state to the department of human services
 33 27 for the fiscal year beginning July 1, 2008, and ending June
 33 28 30, 2009, the following amount, or so much thereof as is
 33 29 necessary, to be used for the purpose designated:
 33 30 For building community capacity through the coordination
 33 31 and provision of training opportunities in accordance with the
 33 32 consent decree of Conner v. Branstad, No. 4=86=CV=30871(S.D.
 33 33 Iowa, July 14, 1994):
 33 34 \$ 42,623
 33 35 Sec. 21. STATE MENTAL HEALTH SYSTEMS == EMERGENCY
 34 1 RESPONSE. There is appropriated from the general fund of the
 34 2 state to the department of human services for the fiscal year
 34 3 beginning July 1, 2008, and ending June 30, 2009, the
 34 4 following amount, or so much thereof as is necessary, to be
 34 5 used for the purposes designated:
 34 6 For implementation and operation of emergency response
 34 7 mental health crisis services grants:
 34 8 \$ 3,000,000
 34 9 The funds appropriated in this section shall be used to
 34 10 award grants for the implementation of statewide emergency
 34 11 response mental health crisis services. The grants shall be
 34 12 awarded so that implementation is effective January 1, 2009.
 34 13 Sec. 22. MENTAL HEALTH INSTITUTES. There is appropriated
 34 14 from the general fund of the state to the department of human
 34 15 services for the fiscal year beginning July 1, 2008, and
 34 16 ending June 30, 2009, the following amounts, or so much
 34 17 thereof as is necessary, to be used for the purposes
 34 18 designated:
 34 19 1. For the state mental health institute at Cherokee for
 34 20 salaries, support, maintenance, and miscellaneous purposes:
 34 21 \$ 5,727,743
 34 22 2. For the state mental health institute at Clarinda for
 34 23 salaries, support, maintenance, and miscellaneous purposes:
 34 24 \$ 7,023,073
 34 25 3. For the state mental health institute at Independence
 34 26 for salaries, support, maintenance, and miscellaneous
 34 27 purposes:
 34 28 \$ 10,495,879
 34 29 4. For the state mental health institute at Mount Pleasant
 34 30 for salaries, support, maintenance, and miscellaneous
 34 31 purposes:

34 32 \$ 1,874,721
34 33 Sec. 23. STATE RESOURCE CENTERS.
34 34 1. There is appropriated from the general fund of the
34 35 state to the department of human services for the fiscal year
35 1 beginning July 1, 2008, and ending June 30, 2009, the
35 2 following amounts, or so much thereof as is necessary, to be
35 3 used for the purposes designated:
35 4 a. For the state resource center at Glenwood for salaries,
35 5 support, maintenance, and miscellaneous purposes:
35 6 \$ 17,383,372
35 7 b. For the state resource center at Woodward for salaries,
35 8 support, maintenance, and miscellaneous purposes:
35 9 \$ 11,547,207
35 10 2. The department may continue to bill for state resource
35 11 center services utilizing a scope of services approach used
35 12 for private providers of ICFMR services, in a manner which
35 13 does not shift costs between the medical assistance program,
35 14 counties, or other sources of funding for the state resource
35 15 centers.
35 16 3. The state resource centers may expand the time-limited
35 17 assessment and respite services during the fiscal year.
35 18 4. If the department's administration and the department
35 19 of management concur with a finding by a state resource
35 20 center's superintendent that projected revenues can reasonably
35 21 be expected to pay the salary and support costs for a new
35 22 employee position, or that such costs for adding a particular
35 23 number of new positions for the fiscal year would be less than
35 24 the overtime costs if new positions would not be added, the
35 25 superintendent may add the new position or positions. If the
35 26 vacant positions available to a resource center do not include
35 27 the position classification desired to be filled, the state
35 28 resource center's superintendent may reclassify any vacant
35 29 position as necessary to fill the desired position. The
35 30 superintendents of the state resource centers may, by mutual
35 31 agreement, pool vacant positions and position classifications
35 32 during the course of the fiscal year in order to assist one
35 33 another in filling necessary positions.
35 34 5. If existing capacity limitations are reached in
35 35 operating units, a waiting list is in effect for a service or
36 1 a special need for which a payment source or other funding is
36 2 available for the service or to address the special need, and
36 3 facilities for the service or to address the special need can
36 4 be provided within the available payment source or other
36 5 funding, the superintendent of a state resource center may
36 6 authorize opening not more than two units or other facilities
36 7 and begin implementing the service or addressing the special
36 8 need during fiscal year 2008=2009.
36 9 Sec. 24. MI/MR/DD STATE CASES.
36 10 1. There is appropriated from the general fund of the
36 11 state to the department of human services for the fiscal year
36 12 beginning July 1, 2008, and ending June 30, 2009, the
36 13 following amount, or so much thereof as is necessary, to be
36 14 used for the purpose designated:
36 15 For distribution to counties for state case services for
36 16 persons with mental illness, mental retardation, and
36 17 developmental disabilities in accordance with section 331.440:
36 18 \$ 13,067,178
36 19 2. For the fiscal year beginning July 1, 2008, and ending
36 20 June 30, 2009, \$200,000 is allocated for state case services
36 21 from the amounts appropriated from the fund created in section
36 22 8.41 to the department of human services from the funds
36 23 received from the federal government under 42 U.S.C., ch. 6A,
36 24 subch. XVII, relating to the community mental health center
36 25 block grant, for the federal fiscal years beginning October 1,
36 26 2006, and ending September 30, 2007, beginning October 1,
36 27 2007, and ending September 30, 2008, and beginning October 1,
36 28 2008, and ending September 30, 2009. The allocation made in
36 29 this subsection shall be made prior to any other distribution
36 30 allocation of the appropriated federal funds.
36 31 3. Notwithstanding section 8.33, moneys appropriated in
36 32 this section that remain unencumbered or unobligated at the
36 33 close of the fiscal year shall not revert but shall remain
36 34 available for expenditure for the purposes designated until
36 35 the close of the succeeding fiscal year.
37 1 Sec. 25. MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES ==
37 2 COMMUNITY SERVICES FUND. There is appropriated from the
37 3 general fund of the state to the mental health and
37 4 developmental disabilities community services fund created in
37 5 section 225C.7 for the fiscal year beginning July 1, 2008, and
37 6 ending June 30, 2009, the following amount, or so much thereof
37 7 as is necessary, to be used for the purpose designated:

37 8 For mental health and developmental disabilities community
37 9 services in accordance with this division of this Act:
37 10 \$ 18,017,890
37 11 1. Of the funds appropriated in this section, \$17,727,890
37 12 shall be allocated to counties for funding of community-based
37 13 mental health and developmental disabilities services. The
37 14 moneys shall be allocated to a county as follows:
37 15 a. Fifty percent based upon the county's proportion of the
37 16 state's population of persons with an annual income which is
37 17 equal to or less than the poverty guideline established by the
37 18 federal office of management and budget.
37 19 b. Fifty percent based upon the county's proportion of the
37 20 state's general population.
37 21 2. a. A county shall utilize the funding the county
37 22 receives pursuant to subsection 1 for services provided to
37 23 persons with a disability, as defined in section 225C.2.
37 24 However, no more than 50 percent of the funding shall be used
37 25 for services provided to any one of the service populations.
37 26 b. A county shall use at least 50 percent of the funding
37 27 the county receives under subsection 1 for contemporary
37 28 services provided to persons with a disability, as described
37 29 in rules adopted by the department.
37 30 3. Of the funds appropriated in this section, \$30,000
37 31 shall be used to support the Iowa compass program providing
37 32 computerized information and referral services for Iowans with
37 33 disabilities and their families.
37 34 4. a. Funding appropriated for purposes of the federal
37 35 social services block grant is allocated for distribution to
38 1 counties for local purchase of services for persons with
38 2 mental illness, mental retardation, or other developmental
38 3 disability.
38 4 b. The funds allocated in this subsection shall be
38 5 expended by counties in accordance with the county's approved
38 6 county management plan. A county without an approved county
38 7 management plan shall not receive allocated funds until the
38 8 county's management plan is approved.
38 9 c. The funds provided by this subsection shall be
38 10 allocated to each county as follows:
38 11 (1) Fifty percent based upon the county's proportion of
38 12 the state's population of persons with an annual income which
38 13 is equal to or less than the poverty guideline established by
38 14 the federal office of management and budget.
38 15 (2) Fifty percent based upon the amount provided to the
38 16 county for local purchase of services in the preceding fiscal
38 17 year.
38 18 5. A county is eligible for funds under this section if
38 19 the county qualifies for a state payment as described in
38 20 section 331.439.
38 21 6. Of the funds appropriated in this section, \$260,000 is
38 22 allocated to the department for continuing the development of
38 23 an assessment process, for use beginning in a subsequent
38 24 fiscal year as authorized specifically by a statute to be
38 25 enacted in a subsequent fiscal year, determining on a
38 26 consistent basis the needs and capacities of persons seeking
38 27 or receiving mental health, mental retardation, developmental
38 28 disabilities, or brain injury services that are paid for in
38 29 whole or in part by the state or a county. The assessment
38 30 process shall be developed with the involvement of counties
38 31 and the mental health, mental retardation, developmental
38 32 disabilities, and brain injury commission.
38 33 7. The most recent population estimates issued by the
38 34 United States bureau of the census shall be applied for the
38 35 population factors utilized in this section.
39 1 Sec. 26. SEXUALLY VIOLENT PREDATORS.
39 2 1. There is appropriated from the general fund of the
39 3 state to the department of human services for the fiscal year
39 4 beginning July 1, 2008, and ending June 30, 2009, the
39 5 following amount, or so much thereof as is necessary, to be
39 6 used for the purpose designated:
39 7 For costs associated with the commitment and treatment of
39 8 sexually violent predators in the unit located at the state
39 9 mental health institute at Cherokee, including costs of legal
39 10 services and other associated costs, including salaries,
39 11 support, maintenance, and miscellaneous purposes:
39 12 \$ 6,720,268
39 13 2. Unless specifically prohibited by law, if the amount
39 14 charged provides for recoupment of at least the entire amount
39 15 of direct and indirect costs, the department of human services
39 16 may contract with other states to provide care and treatment
39 17 of persons placed by the other states at the unit for sexually
39 18 violent predators at Cherokee. The moneys received under such

39 19 a contract shall be considered to be repayment receipts and
39 20 used for the purposes of the appropriation made in this
39 21 section.

39 22 Sec. 27. FIELD OPERATIONS. There is appropriated from the
39 23 general fund of the state to the department of human services
39 24 for the fiscal year beginning July 1, 2008, and ending June
39 25 30, 2009, the following amount, or so much thereof as is
39 26 necessary, to be used for the purposes designated:

39 27 For field operations, including salaries, support,
39 28 maintenance, and miscellaneous purposes:

39 29 \$ 71,505,340

39 30 1. The amount appropriated in this section includes an
39 31 increase for additional full-time equivalent positions to
39 32 provide for additional child and family visits.

39 33 2. Priority in filling full-time equivalent positions
39 34 shall be given to those positions related to child protection
39 35 services.

40 1 Sec. 28. GENERAL ADMINISTRATION. There is appropriated
40 2 from the general fund of the state to the department of human
40 3 services for the fiscal year beginning July 1, 2008, and
40 4 ending June 30, 2009, the following amount, or so much thereof
40 5 as is necessary, to be used for the purpose designated:

40 6 For general administration, including salaries, support,
40 7 maintenance, and miscellaneous purposes:

40 8 \$ 17,063,966

40 9 Of the funds appropriated in this section, \$57,000 is
40 10 allocated for the prevention of disabilities policy council
40 11 established in section 225B.3.

40 12 Sec. 29. VOLUNTEERS. There is appropriated from the
40 13 general fund of the state to the department of human services
40 14 for the fiscal year beginning July 1, 2008, and ending June
40 15 30, 2009, the following amount, or so much thereof as is
40 16 necessary, to be used for the purpose designated:

40 17 For development and coordination of volunteer services:

40 18 \$ 109,568

40 19 Sec. 30. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
40 20 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
40 21 DEPARTMENT OF HUMAN SERVICES.

40 22 1. a. (1) For the fiscal year beginning July 1, 2008,
40 23 the total state funding amount for the nursing facility budget
40 24 shall not exceed \$175,449,949.

40 25 (2) The department, in cooperation with nursing facility
40 26 representatives, shall review projections for state funding
40 27 expenditures for reimbursement of nursing facilities on a
40 28 quarterly basis and the department shall determine if an
40 29 adjustment to the medical assistance reimbursement rate is
40 30 necessary in order to provide reimbursement within the state
40 31 funding amount. Any temporary enhanced federal financial
40 32 participation that may become available to the Iowa medical
40 33 assistance program during the fiscal year shall not be used in
40 34 projecting the nursing facility budget. Notwithstanding 2001
40 35 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
41 1 "c", and subsection 3, paragraph "a", subparagraph (2), if the
41 2 state funding expenditures for the nursing facility budget for
41 3 the fiscal year beginning July 1, 2008, are projected to
41 4 exceed the amount specified in subparagraph (1), the
41 5 department shall adjust the reimbursement for nursing
41 6 facilities reimbursed under the case-mix reimbursement system
41 7 to maintain expenditures of the nursing facility budget within
41 8 the specified amount. The department shall revise such
41 9 reimbursement as necessary to remove the outcomes factor in
41 10 accordance with the amendment in this division of this Act to
41 11 2001 Iowa Acts, ch. 192, section 4, subsection 4.

41 12 b. For the fiscal year beginning July 1, 2008, the
41 13 department shall reimburse pharmacy dispensing fees using a
41 14 single rate of \$4.57 per prescription or the pharmacy's usual
41 15 and customary fee, whichever is lower.

41 16 c. (1) For the fiscal year beginning July 1, 2008,
41 17 reimbursement rates for inpatient and outpatient hospital
41 18 services shall be increased by 1 percent over the rates in
41 19 effect on June 30, 2008. The department shall continue the
41 20 outpatient hospital reimbursement system based upon ambulatory
41 21 patient groups implemented pursuant to 1994 Iowa Acts, chapter
41 22 1186, section 25, subsection 1, paragraph "f", unless the
41 23 department adopts the Medicare ambulatory payment
41 24 classification methodology authorized in subparagraph (2).

41 25 (2) The department may implement the Medicare ambulatory
41 26 payment classification methodology for reimbursement of
41 27 outpatient hospital services. Any change in hospital
41 28 reimbursement shall be budget neutral.

41 29 (3) In order to ensure the efficient use of limited state

41 30 funds in procuring health care services for low-income Iowans,
41 31 funds appropriated in this Act for hospital services shall not
41 32 be used for activities which would be excluded from a
41 33 determination of reasonable costs under the federal Medicare
41 34 program pursuant to 42 U.S.C. } 1395X(v)(1)(N).
41 35 d. For the fiscal year beginning July 1, 2008,
42 1 reimbursement rates for rural health clinics, hospices,
42 2 independent laboratories, and acute mental hospitals shall be
42 3 increased in accordance with increases under the federal
42 4 Medicare program or as supported by their Medicare audited
42 5 costs.
42 6 e. (1) For the fiscal year beginning July 1, 2008,
42 7 reimbursement rates for home health agencies shall be
42 8 increased by 1 percent over the rates in effect on June 30,
42 9 2008, not to exceed a home health agency's actual allowable
42 10 cost.
42 11 (2) The department shall establish a fixed fee
42 12 reimbursement schedule for home health agencies under the
42 13 medical assistance program beginning July 1, 2008.
42 14 f. For the fiscal year beginning July 1, 2008, federally
42 15 qualified health centers shall receive cost-based
42 16 reimbursement for 100 percent of the reasonable costs for the
42 17 provision of services to recipients of medical assistance.
42 18 g. For the fiscal year beginning July 1, 2008, the
42 19 reimbursement rates for dental services shall be increased by
42 20 1 percent over the rates in effect on June 30, 2008.
42 21 h. For the fiscal year beginning July 1, 2008, the maximum
42 22 reimbursement rate for psychiatric medical institutions for
42 23 children shall be \$167.19 per day.
42 24 i. For the fiscal year beginning July 1, 2008, unless
42 25 otherwise specified in this Act, all noninstitutional medical
42 26 assistance provider reimbursement rates shall be increased by
42 27 1 percent over the rates in effect on June 30, 2008, except
42 28 for area education agencies, local education agencies, infant
42 29 and toddler services providers, and those providers whose
42 30 rates are required to be determined pursuant to section
42 31 249A.20.
42 32 j. Notwithstanding section 249A.20, for the fiscal year
42 33 beginning July 1, 2008, the average reimbursement rate for
42 34 health care providers eligible for use of the federal Medicare
42 35 resource-based relative value scale reimbursement methodology
43 1 under that section shall be increased by 1 percent over the
43 2 rate in effect on June 30, 2008; however, this rate shall not
43 3 exceed the maximum level authorized by the federal government.
43 4 k. For the fiscal year beginning July 1, 2008, the
43 5 reimbursement rate for residential care facilities shall not
43 6 be less than the minimum payment level as established by the
43 7 federal government to meet the federally mandated maintenance
43 8 of effort requirement. The flat reimbursement rate for
43 9 facilities electing not to file semiannual cost reports shall
43 10 not be less than the minimum payment level as established by
43 11 the federal government to meet the federally mandated
43 12 maintenance of effort requirement.
43 13 l. For the fiscal year beginning July 1, 2008, inpatient
43 14 mental health services provided at hospitals shall be
43 15 reimbursed at the cost of the services, subject to Medicaid
43 16 program upper payment limit rules; community mental health
43 17 centers and providers of mental health services to county
43 18 residents pursuant to a waiver approved under section 225C.7,
43 19 subsection 3, shall be reimbursed at 100 percent of the
43 20 reasonable costs for the provision of services to recipients
43 21 of medical assistance; and psychiatrists shall be reimbursed
43 22 at the medical assistance program fee for service rate.
43 23 m. Effective October 1, 2008, the reimbursement rate for
43 24 consumer directed attendant care shall be increased by 2
43 25 percent over the rates in effect on September 30, 2008.
43 26 n. For the fiscal year beginning July 1, 2008, the
43 27 reimbursement rate for anesthesiologists shall be increased by
43 28 one percent over the Medicare rate for anesthesiologists in
43 29 effect on January 1, 2008.
43 30 2. For the fiscal year beginning July 1, 2008, the
43 31 reimbursement rate for providers reimbursed under the in=
43 32 home-related care program shall not be less than the minimum
43 33 payment level as established by the federal government to meet
43 34 the federally mandated maintenance of effort requirement.
43 35 3. Unless otherwise directed in this section, when the
44 1 department's reimbursement methodology for any provider
44 2 reimbursed in accordance with this section includes an
44 3 inflation factor, this factor shall not exceed the amount by
44 4 which the consumer price index for all urban consumers
44 5 increased during the calendar year ending December 31, 2002.

44 6 4. For the fiscal year beginning July 1, 2008, the foster
44 7 family basic daily maintenance rate paid in accordance with
44 8 section 234.38, the maximum adoption subsidy rate, and the
44 9 maximum supervised apartment living foster care rate for
44 10 children ages 0 through 5 years shall be \$16.36, the rate for
44 11 children ages 6 through 11 years shall be \$17.01, the rate for
44 12 children ages 12 through 15 years shall be \$18.62, and the
44 13 rate for children ages 16 and older shall be \$18.87.

44 14 5. For the fiscal year beginning July 1, 2008, the maximum
44 15 reimbursement rates for social services providers reimbursed
44 16 under a purchase of social services contract shall be
44 17 increased by 1 percent over the rates in effect on June 30,
44 18 2008, or to the provider's actual and allowable cost plus
44 19 inflation for each service, whichever is less. The rates may
44 20 also be adjusted under any of the following circumstances:

44 21 a. If a new service was added after June 30, 2008, the
44 22 initial reimbursement rate for the service shall be based upon
44 23 actual and allowable costs.

44 24 b. If a social service provider loses a source of income
44 25 used to determine the reimbursement rate for the provider, the
44 26 provider's reimbursement rate may be adjusted to reflect the
44 27 loss of income, provided that the lost income was used to
44 28 support actual and allowable costs of a service purchased
44 29 under a purchase of service contract.

44 30 6. For the fiscal year beginning July 1, 2008, the
44 31 reimbursement rates for family-centered service providers,
44 32 family foster care service providers, group foster care
44 33 service providers, and the resource family recruitment and
44 34 retention contractor shall be increased by 1 percent over the
44 35 rates in effect on June 30, 2008.

45 1 7. The group foster care reimbursement rates paid for
45 2 placement of children out of state shall be calculated
45 3 according to the same rate-setting principles as those used
45 4 for in-state providers, unless the director of human services
45 5 or the director's designee determines that appropriate care
45 6 cannot be provided within the state. The payment of the daily
45 7 rate shall be based on the number of days in the calendar
45 8 month in which service is provided.

45 9 8. For the fiscal year beginning July 1, 2008, the
45 10 reimbursement rates for remedial service providers shall be
45 11 increased by 1 percent over the rates in effect for June 30,
45 12 2008.

45 13 9. a. For the fiscal year beginning July 1, 2008, the
45 14 combined service and maintenance components of the
45 15 reimbursement rate paid for shelter care services purchased
45 16 under a contract shall be based on the financial and
45 17 statistical report submitted to the department. The maximum
45 18 reimbursement rate shall be \$92.36 per day. The department
45 19 shall reimburse a shelter care provider at the provider's
45 20 actual and allowable unit cost plus inflation, not to exceed
45 21 the maximum reimbursement rate.

45 22 b. Notwithstanding section 232.141, subsection 8, for the
45 23 fiscal year beginning July 1, 2008, the amount of the
45 24 statewide average of the actual and allowable rates for
45 25 reimbursement of juvenile shelter care homes that is utilized
45 26 for the limitation on recovery of unpaid costs shall be
45 27 increased by \$0.91 over the amount in effect for this purpose
45 28 in the preceding fiscal year.

45 29 10. For the fiscal year beginning July 1, 2008, the
45 30 department shall calculate reimbursement rates for
45 31 intermediate care facilities for persons with mental
45 32 retardation at the 80th percentile.

45 33 11. For the fiscal year beginning July 1, 2008, for child
45 34 care providers reimbursed under the state child care
45 35 assistance program, the department shall set provider
46 1 reimbursement rates based on the rate reimbursement survey
46 2 completed in December 2004. Effective October 1, 2008, the
46 3 child care provider reimbursement rates shall be increased by
46 4 2 percent over the rates in effect on September 30, 2008. The
46 5 department shall set rates in a manner so as to provide
46 6 incentives for a nonregistered provider to become registered
46 7 by applying the increase only to registered and licensed
46 8 providers.

46 9 12. For the fiscal year beginning July 1, 2008,
46 10 reimbursements for providers reimbursed by the department of
46 11 human services may be modified if appropriated funding is
46 12 allocated for that purpose from the senior living trust fund
46 13 created in section 249H.4, or as specified in appropriations
46 14 from the healthy Iowans tobacco trust created in section
46 15 12.65.

46 16 13. The department may adopt emergency rules to implement

46 17 this section.

46 18 Sec. 31. 2001 Iowa Acts, chapter 192, section 4,
46 19 subsection 4, is amended to read as follows:

46 20 4. ~~ACCOUNTABILITY MEASURERS~~ INCREASED PAYMENTS == DIRECT
46 21 CARE WORKERS.

~~46 22 a. It is the intent of the general assembly that the
46 23 department of human services initiate a system to measure a
46 24 variety of elements to determine a nursing facility's capacity
46 25 to provide quality of life and appropriate access to medical
46 26 assistance program beneficiaries in a cost-effective manner.
46 27 Beginning July 1, 2001, the department shall implement a
46 28 process to collect data for these measurements and shall
46 29 develop procedures to increase nursing facility reimbursements
46 30 based upon a nursing facility's achievement of multiple
46 31 favorable outcomes as determined by these measurements. Any
46 32 increased reimbursement shall not exceed 3 percent of the
46 33 calculation of the modified price-based case-mix reimbursement
46 34 median. The increased reimbursement shall be included in the
46 35 calculation of nursing facility modified price-based payment
47 1 rates beginning July 1, 2002, with the exception of
47 2 Medicare-certified hospital-based nursing facilities,
47 3 state-operated nursing facilities, and special population
47 4 nursing facilities.~~

47 5 b. It is the intent of the general assembly that increases
47 6 in payments to nursing facilities under the case-mix adjusted
47 7 component shall be used for the provision of direct care with
47 8 an emphasis on compensation to direct care workers. The
47 9 department shall compile and provide a detailed analysis to
47 10 demonstrate growth of direct care costs, increased acuity, and
47 11 care needs of residents. The department shall also provide
47 12 analysis of cost reports submitted by providers and the
47 13 resulting desk review and field audit adjustment to reclassify
47 14 and amend provider cost and statistical data. The results of
47 15 these analyses shall be submitted to the general assembly for
47 16 evaluation to determine payment levels following the
47 17 transition funding period.

47 18 Sec. 32. EMERGENCY RULES. If specifically authorized by a
47 19 provision of this division of this Act, the department of
47 20 human services or the mental health, mental retardation,
47 21 developmental disabilities, and brain injury commission may
47 22 adopt administrative rules under section 17A.4, subsection 2,
47 23 and section 17A.5, subsection 2, paragraph "b", to implement
47 24 the provisions and the rules shall become effective
47 25 immediately upon filing or on a later effective date specified
47 26 in the rules, unless the effective date is delayed by the
47 27 administrative rules review committee. Any rules adopted in
47 28 accordance with this section shall not take effect before the
47 29 rules are reviewed by the administrative rules review
47 30 committee. The delay authority provided to the administrative
47 31 rules review committee under section 17A.4, subsection 5, and
47 32 section 17A.8, subsection 9, shall be applicable to a delay
47 33 imposed under this section, notwithstanding a provision in
47 34 those sections making them inapplicable to section 17A.5,
47 35 subsection 2, paragraph "b". Any rules adopted in accordance
48 1 with the provisions of this section shall also be published as
48 2 notice of intended action as provided in section 17A.4.

48 3 Sec. 33. REPORTS. Any reports or information required to
48 4 be compiled and submitted under this Act shall be submitted to
48 5 the chairpersons and ranking members of the joint
48 6 appropriations subcommittee on health and human services, the
48 7 legislative services agency, and the legislative caucus staffs
48 8 on or before the dates specified for submission of the reports
48 9 or information.

48 10 Sec. 34. EFFECTIVE DATES. The following provisions of
48 11 this division of this Act, being deemed of immediate
48 12 importance, take effect upon enactment:

48 13 The provision under the appropriation for child and family
48 14 services for the administration of the division of child and
48 15 family services of the department of human services and the
48 16 state court administration to distribute the funding allocated
48 17 for court-ordered services provided to juveniles who are under
48 18 the supervision of juvenile court services.

48 19 DIVISION II
48 20 SENIOR LIVING TRUST FUND,
48 21 PHARMACEUTICAL SETTLEMENT ACCOUNT,
48 22 IOWACARE ACCOUNT, AND HEALTH CARE
48 23 TRANSFORMATION ACCOUNT

48 24 Sec. 35. DEPARTMENT OF ELDER AFFAIRS. There is
48 25 appropriated from the senior living trust fund created in
48 26 section 249H.4 to the department of elder affairs for the
48 27 fiscal year beginning July 1, 2008, and ending June 30, 2009,

the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the development and implementation of a comprehensive senior living program, including case management only if the monthly cost per client for case management for the frail elderly services provided does not exceed an average of \$70, and including program administration and costs associated with implementation, salaries, support, maintenance, and miscellaneous purposes:

..... \$ 8,442,707

1. Of the funds appropriated in this section, \$2,196,967 shall be used for case management for the frail elderly. Of the funds allocated in this subsection, \$1,010,000 shall be transferred to the department of human services in equal amounts on a quarterly basis for reimbursement of case management services provided under the medical assistance elderly waiver. The monthly cost per client for case management for the frail elderly services provided shall not exceed an average of \$70.

2. Notwithstanding section 249H.7, the department of elder affairs shall distribute up to \$400,000 of the funds appropriated in this section in a manner that will supplement and maximize federal funds under the federal Older Americans Act and shall not use the amount distributed for any administrative purposes of either the department of elder affairs or the area agencies on aging.

3. Of the funds appropriated in this section, \$60,000 shall be used to provide dementia-specific education to direct care workers and other providers of long-term care to enhance existing or scheduled efforts through the Iowa caregivers association, the Alzheimer's association, and other organizations identified as appropriate by the department.

Sec. 36. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the senior living trust fund created in section 249H.4 to the department of inspections and appeals for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the inspection and certification of assisted living facilities and adult day care services, including program administration and costs associated with implementation, salaries, support, maintenance, and miscellaneous purposes:

..... \$ 1,183,303

Sec. 37. DEPARTMENT OF HUMAN SERVICES. There is appropriated from the senior living trust fund created in section 249H.4 to the department of human services for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To supplement the medical assistance program appropriations made in this Act, including program administration and costs associated with implementation, salaries, support, maintenance, and miscellaneous purposes:

..... \$ 65,000,000

In order to carry out the purposes of this section, the department may transfer funds appropriated in this section to supplement other appropriations made to the department of human services.

Sec. 38. IOWA FINANCE AUTHORITY. There is appropriated from the senior living trust fund created in section 249H.4 to the Iowa finance authority for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To provide reimbursement for rent expenses to eligible persons:

..... \$ 700,000

Participation in the rent subsidy program shall be limited to only those persons who meet the eligibility requirements for home and community-based services waiver services in effect on July 1, 2008, and to those individuals who are eligible for the federal money follows the person grant program under the medical assistance program.

Sec. 39. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To supplement the appropriations made for medical contracts under the medical assistance program:

51 4 \$ 942,767
51 5 Sec. 40. APPROPRIATIONS FROM IOWACARE ACCOUNT.
51 6 1. There is appropriated from the IowaCare account created
51 7 in section 249J.24 to the state board of regents for
51 8 distribution to the university of Iowa hospitals and clinics
51 9 for the fiscal year beginning July 1, 2008, and ending June
51 10 30, 2009, the following amount, or so much thereof as is
51 11 necessary, to be used for the purposes designated:
51 12 For salaries, support, maintenance, equipment, and
51 13 miscellaneous purposes, for the provision of medical and
51 14 surgical treatment of indigent patients, for provision of
51 15 services to members of the expansion population pursuant to
51 16 chapter 249J, and for medical education:
51 17 \$ 27,284,584
51 18 a. Funds appropriated in this subsection shall not be used
51 19 to perform abortions except medically necessary abortions, and
51 20 shall not be used to operate the early termination of
51 21 pregnancy clinic except for the performance of medically
51 22 necessary abortions. For the purpose of this subsection, an
51 23 abortion is the purposeful interruption of pregnancy with the
51 24 intention other than to produce a live-born infant or to
51 25 remove a dead fetus, and a medically necessary abortion is one
51 26 performed under one of the following conditions:
51 27 (1) The attending physician certifies that continuing the
51 28 pregnancy would endanger the life of the pregnant woman.
51 29 (2) The attending physician certifies that the fetus is
51 30 physically deformed, mentally deficient, or afflicted with a
51 31 congenital illness.
51 32 (3) The pregnancy is the result of a rape which is
51 33 reported within 45 days of the incident to a law enforcement
51 34 agency or public or private health agency which may include a
51 35 family physician.
52 1 (4) The pregnancy is the result of incest which is
52 2 reported within 150 days of the incident to a law enforcement
52 3 agency or public or private health agency which may include a
52 4 family physician.
52 5 (5) The abortion is a spontaneous abortion, commonly known
52 6 as a miscarriage, wherein not all of the products of
52 7 conception are expelled.
52 8 b. Notwithstanding any provision of law to the contrary,
52 9 the amount appropriated in this subsection shall be allocated
52 10 in twelve equal monthly payments as provided in section
52 11 249J.24.
52 12 2. There is appropriated from the IowaCare account created
52 13 in section 249J.24 to the state board of regents for
52 14 distribution to the university of Iowa hospitals and clinics
52 15 for the fiscal year beginning July 1, 2008, and ending June
52 16 30, 2009, the following amount, or so much thereof as is
52 17 necessary, to be used for the purposes designated:
52 18 For salaries, support, maintenance, equipment, and
52 19 miscellaneous purposes, for the provision of medical and
52 20 surgical treatment of indigent patients, for provision of
52 21 services to members of the expansion population pursuant to
52 22 chapter 249J, and for medical education:
52 23 \$ 35,969,365
52 24 The amount appropriated in this subsection shall be
52 25 distributed only if expansion population claims adjudicated
52 26 and paid by the Iowa Medicaid enterprise exceed the
52 27 appropriation to the state board of regents for distribution
52 28 to the university of Iowa hospitals and clinics provided in
52 29 subsection 1. The amount appropriated in this subsection
52 30 shall be distributed monthly for expansion population claims
52 31 adjudicated and approved for payment by the Iowa Medicaid
52 32 enterprise using medical assistance program reimbursement
52 33 rates.
52 34 3. There is appropriated from the IowaCare account created
52 35 in section 249J.24 to the department of human services for the
53 1 fiscal year beginning July 1, 2008, and ending June 30, 2009,
53 2 the following amount, or so much thereof as is necessary, to
53 3 be used for the purposes designated:
53 4 For distribution to a publicly owned acute care teaching
53 5 hospital located in a county with a population over three
53 6 hundred fifty thousand for the provision of medical and
53 7 surgical treatment of indigent patients, for provision of
53 8 services to members of the expansion population pursuant to
53 9 chapter 249J, and for medical education:
53 10 \$ 37,000,000
53 11 Notwithstanding any provision of law to the contrary, the
53 12 amount appropriated in this subsection shall be allocated in
53 13 twelve equal monthly payments as provided in section 249J.24.
53 14 4. There is appropriated from the IowaCare account created

53 15 in section 249J.24 to the department of human services for the
53 16 fiscal year beginning July 1, 2008, and ending June 30, 2009,
53 17 the following amounts, or so much thereof as is necessary, to
53 18 be used for the purposes designated:
53 19 a. For the state mental health institute at Cherokee, for
53 20 salaries, support, maintenance, and miscellaneous purposes,
53 21 including services to members of the expansion population
53 22 pursuant to chapter 249J:
53 23 \$ 3,164,766
53 24 b. For the state mental health institute at Clarinda, for
53 25 salaries, support, maintenance, and miscellaneous purposes,
53 26 including services to members of the expansion population
53 27 pursuant to chapter 249J:
53 28 \$ 687,779
53 29 c. For the state mental health institute at Independence,
53 30 for salaries, support, maintenance, and miscellaneous
53 31 purposes, including services to members of the expansion
53 32 population pursuant to chapter 249J:
53 33 \$ 3,146,494
53 34 d. For the state mental health institute at Mount
53 35 Pleasant, for salaries, support, maintenance, and
54 1 miscellaneous purposes, including services to members of the
54 2 expansion population pursuant to chapter 249J:
54 3 \$ 2,000,961
54 4 Sec. 41. APPROPRIATIONS FROM ACCOUNT FOR HEALTH CARE
54 5 TRANSFORMATION. There is appropriated from the account for
54 6 health care transformation created in section 249J.23 to the
54 7 department of human services for the fiscal year beginning
54 8 July 1, 2008, and ending June 30, 2009, the following amounts,
54 9 or so much thereof as is necessary, to be used for the
54 10 purposes designated:
54 11 1. For the costs of medical examinations and development
54 12 of personal health improvement plans for the expansion
54 13 population pursuant to section 249J.6:
54 14 \$ 556,800
54 15 2. For the provision of a medical information hotline for
54 16 the expansion population as provided in section 249J.6:
54 17 \$ 150,000
54 18 3. For other health promotion partnership activities
54 19 pursuant to section 249J.14:
54 20 \$ 900,000
54 21 4. For the costs related to audits, performance
54 22 evaluations, and studies required pursuant to chapter 249J:
54 23 \$ 400,000
54 24 5. For administrative costs associated with chapter 249J:
54 25 \$ 1,132,412
54 26 6. For planning and development, in cooperation with the
54 27 department of public health, of a phased-in program to provide
54 28 a dental home for children:
54 29 \$ 500,000
54 30 The department shall issue a request for proposals for a
54 31 performance-based contract to implement the dental home for
54 32 children and shall apply for any waivers from the centers for
54 33 Medicare and Medicaid services of the United States department
54 34 of health and human services, as necessary, to pursue a
54 35 phased-in approach. The department shall submit progress
55 1 reports regarding the planning and development of the dental
55 2 home for children to the medical assistance projections and
55 3 assessment council on a periodic basis.
55 4 7. For a mental health transformation pilot project:
55 5 \$ 250,000
55 6 8. For mental health and developmental disability
55 7 workforce development:
55 8 \$ 1,050,000
55 9 Notwithstanding section 8.39, subsection 1, without the
55 10 prior written consent and approval of the governor and the
55 11 director of the department of management, the director of
55 12 human services may transfer funds among the appropriations
55 13 made in this section as necessary to carry out the purposes of
55 14 the account for health care transformation. The department
55 15 shall report any transfers made pursuant to this section to
55 16 the legislative services agency.
55 17 Sec. 42. TRANSFER FROM ACCOUNT FOR HEALTH CARE
55 18 TRANSFORMATION. There is transferred from the account for
55 19 health care transformation created pursuant to section 249J.23
55 20 to the IowaCare account created in section 249J.24 a total of
55 21 \$2,000,000 for the fiscal year beginning July 1, 2008, and
55 22 ending June 30, 2009.
55 23 Sec. 43. MEDICAL ASSISTANCE PROGRAM == REVERSION TO SENIOR
55 24 LIVING TRUST FUND FOR FY 2008=2009. Notwithstanding section
55 25 8.33, if moneys appropriated for purposes of the medical

55 26 assistance program for the fiscal year beginning July 1, 2008,
55 27 and ending June 30, 2009, from the general fund of the state,
55 28 the senior living trust fund, and the health care trust fund
55 29 are in excess of actual expenditures for the medical
55 30 assistance program and remain unencumbered or unobligated at
55 31 the close of the fiscal year, the excess moneys shall not
55 32 revert but shall be transferred to the senior living trust
55 33 fund created in section 249H.4.

55 34 DIVISION III
55 35 MH/MR/DD/BI SERVICES
56 1 ALLOWED GROWTH FUNDING ==
56 2 FY 2008=2009

56 3 Sec. 44. 2007 Iowa Acts, chapter 215, section 1, is
56 4 amended to read as follows:

56 5 SECTION 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION,
56 6 DEVELOPMENTAL DISABILITIES, AND BRAIN INJURY ALLOWED GROWTH
56 7 APPROPRIATION AND ALLOCATIONS == FISCAL YEAR 2008=2009.

56 8 1. There is appropriated from the general fund of the
56 9 state to the department of human services for the fiscal year
56 10 beginning July 1, 2008, and ending June 30, 2009, the
56 11 following amount, or so much thereof as is necessary, to be
56 12 used for the purpose designated:

56 13 ~~For To be credited to the property tax relief fund created~~
56 14 ~~in section 426B.1 for distribution to counties of the county~~
56 15 ~~mental health, mental retardation, and developmental~~
56 16 ~~disabilities allowed growth factor adjustment for fiscal year~~
56 17 ~~2008=2009, and for the brain injury services program in the~~
56 18 ~~department of public health:~~
56 19 \$ 64,600,002
56 20 57,154.653

56 21 2. ~~The amount appropriated in this section shall be~~
56 22 ~~allocated as provided in a later enactment of the general~~
56 23 ~~assembly.~~

56 24 2. a. ~~To be eligible to receive an allocation from the~~
56 25 ~~property tax relief fund for the allowed growth factor~~
56 26 ~~adjustment, a county must meet the following requirements:~~

56 27 (1) ~~The county is levying for the maximum amount allowed~~
56 28 ~~for the county's mental health, mental retardation, and~~
56 29 ~~developmental disabilities services fund under section~~
56 30 ~~331.424A for taxes due and payable in the fiscal year~~
56 31 ~~beginning July 1, 2008, or the county is levying for at least~~
56 32 ~~90 percent of the maximum amount allowed for the county's~~
56 33 ~~services fund and that levy rate is more than \$2 per \$1,000 of~~
56 34 ~~the assessed value of all taxable property in the county.~~

56 35 (2) ~~In the fiscal year beginning July 1, 2006, the~~
57 1 ~~county's mental health, mental retardation, and developmental~~
57 2 ~~disabilities services fund ending balance under generally~~
57 3 ~~accepted accounting principles was equal to or less than 15~~
57 4 ~~percent of the county's actual gross expenditures for that~~
57 5 ~~fiscal year.~~

57 6 b. ~~A county's allocation of the amount appropriated in~~
57 7 ~~this subsection shall be determined based upon the county's~~
57 8 ~~proportion of the general population of the counties eligible~~
57 9 ~~to receive an allocation under this subsection. The most~~
57 10 ~~recent population estimates issued by the United States bureau~~
57 11 ~~of the census shall be applied in determining population for~~
57 12 ~~the purposes of this paragraph.~~

57 13 3. ~~The funding appropriated in this Act to the property~~
57 14 ~~tax relief fund created in section 426B.1 is the allowed~~
57 15 ~~growth factor adjustment for fiscal year 2008=2009, and is~~
57 16 ~~allocated as follows:~~

57 17 a. ~~To be credited to the allowed growth funding pool~~
57 18 ~~created in the property tax relief fund and for distribution~~
57 19 ~~in accordance with section 426B.5, subsection 1:~~

57 20 \$ 61,673,409
57 21 b. ~~For transfer to the department of public health for the~~
57 22 ~~brain injury services program in accordance with section~~
57 23 ~~135.22B:~~
57 24 \$ 2,926,593

57 25 DIVISION IV
57 26 HEALTH CARE TRUST FUND APPROPRIATIONS ==
57 27 HEALTH CARE ACTIVITIES

57 28 Sec. 45. DEPARTMENT OF PUBLIC HEALTH. In addition to any
57 29 other appropriation made in this Act for the purposes
57 30 designated, there is appropriated from the health care trust
57 31 fund created in section 453A.35A to the department of public
57 32 health for the fiscal year beginning July 1, 2008, and ending
57 33 June 30, 2009, the following amounts, or so much thereof as is
57 34 necessary, for the purposes designated:

57 35 1. ADDICTIVE DISORDERS
58 1 \$ 6,993,754

58 2 a. Of the funds appropriated in this subsection, \$450,000
58 3 shall be used for continuation of culturally competent
58 4 substance abuse treatment pilot projects.

58 5 (1) The department shall utilize the amount allocated in
58 6 this lettered paragraph to expand existing contracts to
58 7 continue at least three pilot projects to provide culturally
58 8 competent substance abuse treatment in various areas of the
58 9 state. Each pilot project shall target a particular ethnic
58 10 minority population. The populations targeted shall include
58 11 but are not limited to African-American, Asian, and Latino.

58 12 (2) The pilot project requirements shall provide for
58 13 documentation or other means to ensure access to the cultural
58 14 competence approach used by a pilot project so that such
58 15 approach can be replicated and improved upon in successor
58 16 programs.

58 17 b. Of the funds appropriated in this subsection,
58 18 \$5,861,754 shall be used for tobacco use prevention,
58 19 cessation, and treatment. The department shall utilize the
58 20 funds to provide for a variety of activities related to
58 21 tobacco use prevention, cessation, and treatment including to
58 22 support Quitline Iowa, QuitNet cessation counseling and
58 23 education, grants to school districts and community
58 24 organizations to support Just Eliminate Lies youth chapters
58 25 and youth tobacco prevention activities, expansion of the Just
58 26 Eliminate Lies tobacco prevention media campaign with a focus
58 27 on rural areas, nicotine replacement therapy, and other
58 28 prevention and cessation materials and media promotion. Of
58 29 the funds allocated in this lettered paragraph, not more than
58 30 \$500,000 shall be used for cessation media promotion. Of the
58 31 funds allocated in this lettered paragraph, \$255,000 may be
58 32 utilized by the department for administrative purposes.

58 33 c. Of the funds appropriated in this subsection, \$682,000
58 34 shall be used for substance abuse treatment activities.

58 35 2. HEALTHY CHILDREN AND FAMILIES

59 1 \$ 657,500

59 2 a. Of the funds appropriated in this subsection, \$200,000
59 3 shall be used as additional funding to address the healthy
59 4 mental development of children from birth through five years
59 5 of age through local evidence-based strategies that engage
59 6 both the public and private sectors in promoting healthy
59 7 development, prevention, and treatment for children.

59 8 b. Of the funds appropriated in this subsection, \$180,000
59 9 shall be used for childhood obesity prevention.

59 10 c. Of the funds appropriated in this subsection, \$39,000
59 11 shall be used for the dental screening of children program
59 12 pursuant to section 135.17.

59 13 d. Of the funds appropriated in this subsection, \$238,500
59 14 shall be used to provide audiological services and hearing
59 15 aids for children. The department may enter into a contract
59 16 to administer this paragraph.

59 17 3. CHRONIC CONDITIONS

59 18 \$ 1,178,981

59 19 a. Of the funds appropriated in this subsection, \$473,981
59 20 shall be used as additional funding for child health specialty
59 21 clinics.

59 22 b. Of the funds appropriated in this subsection, \$500,000
59 23 shall be used for the comprehensive cancer control program to
59 24 reduce the burden of cancer in Iowa through prevention, early
59 25 detection, effective treatment, and ensuring quality of life.
59 26 The department shall utilize one of the full-time equivalent
59 27 positions authorized for the department for administration of
59 28 the activities related to the comprehensive cancer control
59 29 program.

59 30 c. Of the funds appropriated in this subsection, \$5,000
59 31 shall be used for the hemophilia advisory council pursuant to
59 32 chapter 135N.

59 33 d. Of the funds appropriated in this subsection, \$200,000
59 34 shall be used for cervical and colon cancer screening.

59 35 4. COMMUNITY CAPACITY

60 1 \$ 2,830,000

60 2 a. Of the funds appropriated in this subsection, \$200,000
60 3 shall be used for the mental health professional shortage area
60 4 program implemented pursuant to section 135.80.

60 5 b. Of the funds appropriated in this subsection, \$50,000
60 6 shall be used for a grant to a statewide association of
60 7 psychologists that is affiliated with the American
60 8 psychological association to be used for continuation of a
60 9 program to rotate intern psychologists in placements in urban
60 10 and rural mental health professional shortage areas, as
60 11 defined in section 135.80.

60 12 c. Of the funds appropriated in this subsection, the

60 13 following amounts shall be allocated to the Iowa collaborative
60 14 safety net provider network established in accordance with
60 15 section 135.153 to be used for the purposes designated:
60 16 (1) For distribution to the Iowa=Nebraska primary care
60 17 association for statewide coordination of the Iowa
60 18 collaborative safety net provider network:
60 19 \$ 100,000
60 20 (2) For distribution to free clinics for necessary
60 21 infrastructure, statewide coordination, provider recruitment,
60 22 service delivery, and provision of assistance to patients in
60 23 determining an appropriate medical home:
60 24 \$ 250,000
60 25 (3) For distribution to rural health clinics for necessary
60 26 infrastructure, statewide coordination, provider recruitment,
60 27 service delivery, and provision of assistance to patients in
60 28 determining an appropriate medical home:
60 29 \$ 150,000
60 30 (4) For continuation of the safety net provider patient
60 31 access to specialty health care initiative as described in
60 32 2007 Iowa Acts, ch. 218, section 109:
60 33 \$ 400,000
60 34 (5) For continuation of the pharmaceutical infrastructure
60 35 for safety net providers as described in 2007 Iowa Acts, ch.
61 1 218, section 108:
61 2 \$ 400,000
61 3 d. Of the funds appropriated in this subsection, \$650,000
61 4 shall be used to continue the incubation grant program to
61 5 community health centers that receive a total score of 85
61 6 based on the evaluation criteria of the health resources and
61 7 services administration of the United States department of
61 8 health and human services.
61 9 e. Of the funds appropriated in this subsection, \$140,000
61 10 shall be used for allocation to an independent statewide
61 11 direct care worker association for education, outreach,
61 12 leadership development, mentoring, and other initiatives
61 13 intended to enhance the recruitment and retention of direct
61 14 care workers in health and long-term care.
61 15 f. The department shall utilize one of the full-time
61 16 equivalent positions authorized for the department for
61 17 administration of the activities related to the Iowa
61 18 collaborative safety net provider network.
61 19 g. The department shall utilize one of the full-time
61 20 equivalent positions authorized for the department for
61 21 administration of the voluntary health care provider program
61 22 pursuant to section 135.24.
61 23 Sec. 46. DEPARTMENT OF HUMAN SERVICES. In addition to any
61 24 other appropriation made in this Act for the purposes
61 25 designated, there is appropriated from the health care trust
61 26 fund created in section 453A.35A to the department of human
61 27 services for the fiscal year beginning July 1, 2008, and
61 28 ending June 30, 2009, the following amounts, or so much
61 29 thereof as is necessary, for the purposes designated:
61 30 1. MEDICAL ASSISTANCE
61 31 \$100,018,096
61 32 2. STATE CHILDREN'S HEALTH INSURANCE PROGRAM
61 33 \$ 8,329,570
61 34 The funds appropriated in this subsection shall be used to
61 35 support current enrollment and natural growth in the program
62 1 and necessary outreach.
62 2 3. MH/MR/DD ALLOWED GROWTH FACTOR
62 3 \$ 7,592,099
62 4 The funds appropriated in this subsection shall be credited
62 5 to the property tax relief fund created in section 426B.1.
62 6 Sec. 47. BEHAVIORAL HEALTH == DEVELOPING WORKFORCE
62 7 COMPETENCIES.
62 8 1. The department of public health shall continue during
62 9 the fiscal year beginning July 1, 2008, the collaborative work
62 10 with the departments of corrections, education, elder affairs,
62 11 and human services, and other state agencies, commenced
62 12 pursuant to 2007 Iowa Acts, ch. 218, section 111, to enhance
62 13 the workforce competencies of professional and direct care
62 14 staff who provide behavioral health services, including but
62 15 not limited to all of the following:
62 16 a. Treatment of persons with co-occurring mental health
62 17 and substance use disorders.
62 18 b. Treatment of children with mental health or substance
62 19 use disorders.
62 20 c. Treatment of persons with serious mental illness.
62 21 d. Treatment of veterans of United States or Iowa military
62 22 service with mental health or substance use disorders.
62 23 e. Treatment of older adults with mental health or

62 24 substance use disorders.

62 25 2. The department's collaborative effort shall utilize the
62 26 findings of the substance abuse and mental health services
62 27 administration of the United States department of health and
62 28 human services and materials developed by the Annapolis
62 29 coalition on the behavioral health workforce in planning and
62 30 implementing efforts to enhance the competency-based training
62 31 of the state's behavioral health workforce.

62 32 DIVISION V
62 33 PRIOR YEAR APPROPRIATION CHANGES

62 34 Sec. 48. 2006 Iowa Acts, chapter 1184, section 17,
62 35 subsection 4, is amended by adding the following new
63 1 unnumbered paragraph:

63 2 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 232.188,
63 3 subsection 5, up to \$3,605,000 of the moneys in the
63 4 allocations made in this subsection or made from any other
63 5 source for the decategorization of child welfare and juvenile
63 6 justice funding initiative under section 232.188, that are
63 7 designated as carryover funding and that remain unencumbered
63 8 or unobligated at the close of the fiscal year beginning July
63 9 1, 2007, shall not revert but shall remain available for
63 10 expenditure until the close of the succeeding fiscal year to
63 11 be used for the purposes of continuing the initiative in the
63 12 succeeding fiscal year.

63 13 Sec. 49. 2007 Iowa Acts, chapter 176, section 3, is
63 14 amended to read as follows:

63 15 SEC. 3. VIETNAM CONFLICT VETERANS BONUS FUND

63 16 APPROPRIATION. Notwithstanding any provision of section
63 17 35A.13 to the contrary, there is appropriated from the
63 18 veterans trust fund created in section 35A.13 to the
63 19 department of veterans affairs for the fiscal year beginning
63 20 July 1, 2007, and ending June 30, 2008, the following amount,
63 21 or so much thereof as is necessary, to be used for the purpose
63 22 designated:

63 23 For deposit in the Vietnam Conflict veterans bonus fund:

63 24 \$ 500,000

63 25 Notwithstanding section 8.33, moneys appropriated in this
63 26 section that remain unencumbered or unobligated at the close
63 27 of the fiscal year shall not revert but shall remain available
63 28 for expenditure for the purposes designated until the close of
63 29 the succeeding fiscal year.

63 30 Sec. 50. 2006 Iowa Acts, chapter 1184, section 5, as
63 31 amended by 2007 Iowa Acts, chapter 203, section 1, subsection
63 32 4, is amended to read as follows:

63 33 NEW SUBSECTION. 4. INJURED VETERANS GRANT PROGRAM

63 34 For continuation of the injured veterans grant program in
63 35 accordance with section 35A.14, for providing hardship grants
64 1 to military veterans seriously injured in a combat zone since
64 2 September 11, 2001:

64 3 \$ 2,000,000

64 4 Notwithstanding section 8.33, moneys appropriated in this
64 5 subsection that remain unencumbered or unobligated at the
64 6 close of the fiscal year shall not revert but shall remain
64 7 available for expenditure for the purposes designated until
64 8 the close of the ~~succeeding~~ fiscal year beginning July 1,
64 9 2008.

64 10 Sec. 51. 2007 Iowa Acts, chapter 218, section 7,
64 11 subsections 1 and 7, are amended to read as follows:

64 12 1. To be credited to the family investment program account
64 13 and used for assistance under the family investment program
64 14 under chapter 239B:

64 15 \$ ~~36,890,944~~
64 16 30,390,944

64 17 7. For state child care assistance:

64 18 \$ ~~18,986,177~~
64 19 25,486,177

64 20 a. Of the funds appropriated in this subsection,
64 21 \$18,986,177 shall be transferred to the child care and
64 22 development block grant appropriation made for the federal
64 23 fiscal year beginning October 1, 2007, and ending September
64 24 30, 2008, in 2007 Iowa Acts, ch. 204, section 13. Of this

64 25 amount, \$200,000 shall be used for provision of educational
64 26 opportunities to registered child care home providers in order
64 27 to improve services and programs offered by this category of
64 28 providers and to increase the number of providers. The
64 29 department may contract with institutions of higher education
64 30 or child care resource and referral centers to provide the
64 31 educational opportunities. Allowable administrative costs
64 32 under the contracts shall not exceed 5 percent. The
64 33 application for a grant shall not exceed two pages in length.

64 34 b. ~~The Any~~ funds appropriated in this subsection ~~shall be~~

~~64 35 transferred to the child care and development block grant~~
~~65 1 appropriation that remain unallocated shall be used for state~~
~~65 2 child care assistance payments for individuals enrolled in the~~
~~65 3 family investment program who are employed.~~

65 4 Sec. 52. EFFECTIVE DATE. This division of this Act, being
65 5 deemed of immediate importance, takes effect upon enactment.

65 6 DIVISION VI
65 7 PRIOR YEAR APPROPRIATION CHANGES WITH
65 8 CONTINGENT APPLICABILITY DATE

65 9 Sec. 53. 2007 Iowa Acts, chapter 214, section 9,
65 10 subsection 2, paragraph b, is amended to read as follows:

65 11 b. Psychiatric hospital

65 12 For salaries, support, maintenance, equipment,
65 13 miscellaneous purposes, for the care, treatment, and
65 14 maintenance of committed and voluntary public patients, and
65 15 for not more than the following full-time equivalent
65 16 positions:

65 17 \$ 7,043,056
65 18
65 19 FTEs 269.65

65 20 Sec. 54. 2007 Iowa Acts, chapter 215, section 15,
65 21 unnumbered paragraph 1, is amended to read as follows:

65 22 There is appropriated from the general fund of the state to
65 23 the salary adjustment fund for distribution by the department
65 24 of management to the various state departments, boards,
65 25 commissions, councils, and agencies, including the state board
65 26 of regents except as otherwise provided, and the judicial
65 27 branch, for the fiscal year beginning July 1, 2007, and ending
65 28 June 30, 2008, the amount of ~~\$106,848,094~~ \$106,569,196, or so
65 29 much thereof as may be necessary, to fully fund annual pay
65 30 adjustments, expense reimbursements, and related benefits
65 31 implemented pursuant to the following:

65 32 Sec. 55. 2007 Iowa Acts, chapter 215, section 15, is
65 33 amended by adding the following new subsection:

65 34 NEW SUBSECTION. 16. The amount distributed to the state
65 35 psychiatric hospital administered by the state board of
66 1 regents from the appropriation in this section shall be
66 2 reduced to zero.

66 3 Sec. 56. 2007 Iowa Acts, chapter 218, section 11,
66 4 unnumbered paragraph 2, is amended to read as follows:

66 5 For medical assistance reimbursement and associated costs
66 6 as specifically provided in the reimbursement methodologies in
66 7 effect on June 30, 2007, except as otherwise expressly
66 8 authorized by law, including reimbursement for abortion
66 9 services, which shall be available under the medical
66 10 assistance program only for those abortions which are
66 11 medically necessary:

66 12 \$616,771,820
66 13 624,093,774

66 14 Sec. 57. 2007 Iowa Acts, chapter 218, section 11, is
66 15 amended by adding the following new subsections:

66 16 NEW SUBSECTION. 17. a. Of the funds appropriated in this
66 17 section, \$2,797,719 is allocated for state match for
66 18 disproportionate share hospital payment of \$7,321,954 to
66 19 hospitals that meet both of the following conditions:

66 20 (1) The hospital qualifies for disproportionate share and
66 21 graduate medical education payments.

66 22 (2) The hospital is an Iowa state-owned hospital with more
66 23 than 500 beds and eight or more distinct residency specialty
66 24 or subspecialty programs recognized by the American college of
66 25 graduate medical education.

66 26 b. Distribution of the disproportionate share payment
66 27 shall be made on a monthly basis. The total amount of
66 28 disproportionate share payments including graduate medical
66 29 education, enhanced disproportionate share, and Iowa
66 30 state-owned teaching hospital payments shall not exceed the
66 31 amount of the state's allotment under Pub. L. No. 102=234. In
66 32 addition, the total amount of all disproportionate share
66 33 payments shall not exceed the hospital-specific
66 34 disproportionate share limits under Pub. L. No. 103=66.

66 35 NEW SUBSECTION. 18. Of the funds appropriated in this
67 1 section, \$4,524,235 is transferred to the IowaCare account
67 2 created in section 249J.24 for the fiscal year beginning July
67 3 1, 2007, and ending June 30, 2008.

67 4 NEW SUBSECTION. 19. The department shall immediately
67 5 notify the governor and the general assembly of any changes in
67 6 federal policies or application of policies that impact the
67 7 distribution of hospital disproportionate share payments.

67 8 Sec. 58. 2007 Iowa Acts, chapter 218, section 73,
67 9 subsection 2, is amended to read as follows:

67 10 2. There is appropriated from the IowaCare account created

67 11 in section 249J.24 to the state board of regents for
67 12 distribution to the university of Iowa hospitals and clinics
67 13 for the fiscal year beginning July 1, 2007, and ending June
67 14 30, 2008, the following amount, or so much thereof as is
67 15 necessary, to be used for the purposes designated:
67 16 For salaries, support, maintenance, equipment, and
67 17 miscellaneous purposes, for the provision of medical and
67 18 surgical treatment of indigent patients, for provision of
67 19 services to members of the expansion population pursuant to
67 20 chapter 249J, and for medical education:
67 21 \$ ~~10,000,000~~
67 22 25,684,211
67 23 The amount appropriated in this subsection shall be
67 24 distributed only if expansion population claims adjudicated
67 25 and paid by the Iowa Medicaid enterprise exceed the
67 26 appropriation to the state board of regents for distribution
67 27 to the university of Iowa hospitals and clinics provided in
67 28 subsection 1. The amount appropriated in this subsection
67 29 shall be distributed monthly for expansion population claims
67 30 adjudicated and approved for payment by the Iowa Medicaid
67 31 enterprise using medical assistance program reimbursement
67 32 rates.
67 33 Notwithstanding section 8.33, moneys appropriated in this
67 34 subsection that remain unencumbered or unobligated at the
67 35 close of the fiscal year shall not revert but shall remain
68 1 available for expenditure for the purposes designated until
68 2 the close of the succeeding fiscal year.
68 3 Sec. 59. 2007 Iowa Acts, chapter 218, section 98,
68 4 subsection 2, is amended by adding the following new
68 5 paragraph:
68 6 NEW PARAGRAPH. d. Notwithstanding section 8.33, moneys
68 7 appropriated in this subsection that are allocated for
68 8 outreach and remain unencumbered or unobligated at the close
68 9 of the fiscal year, shall not revert but shall remain
68 10 available for expenditure for the purposes designated until
68 11 the close of the succeeding fiscal year.
68 12 Sec. 60. EFFECTIVE DATE == CONTINGENT EFFECTIVE DATE ==
68 13 RETROACTIVE APPLICABILITY. This division of this Act, being
68 14 deemed of immediate importance, takes effect upon enactment
68 15 and is retroactively applicable to December 21, 2007.
68 16 However, the division is applicable only if the department of
68 17 human services receives approval of a medical assistance state
68 18 plan amendment from the centers for Medicare and Medicaid
68 19 services of the United States department of health and human
68 20 services to utilize the disproportionate share hospital
68 21 payments as specified in this division. The department shall
68 22 notify the governor, the persons designated by this Act to
68 23 receive reports, and the Code editor concerning the center's
68 24 approval or denial of the state plan amendment.
68 25 DIVISION VII
68 26 MH/MR/DD/BI SERVICES ALLOWED
68 27 GROWTH FUNDING == FY 2009=2010
68 28 Sec. 61. COUNTY MENTAL HEALTH, MENTAL RETARDATION,
68 29 DEVELOPMENTAL DISABILITIES, AND BRAIN INJURY ALLOWED GROWTH
68 30 APPROPRIATION AND ALLOCATIONS == FISCAL YEAR 2008=2009.
68 31 1. There is appropriated from the general fund of the
68 32 state to the department of human services for the fiscal year
68 33 beginning July 1, 2009, and ending June 30, 2010, the
68 34 following amount, or so much thereof as is necessary, to be
68 35 used for the purpose designated:
69 1 For distribution to counties of the county mental health,
69 2 mental retardation, and developmental disabilities allowed
69 3 growth factor adjustment for fiscal year 2009=2010, and for
69 4 the brain injury services program in the department of public
69 5 health:
69 6 \$ 73,114,612
69 7 2. The amount appropriated in this Act to the mental
69 8 health property tax relief fund created in chapter 426B for
69 9 the county allowed growth shall be allocated as follows:
69 10 a. For distribution to counties of the county mental
69 11 health, mental retardation, and developmental disabilities
69 12 allowed growth factor adjustment, as provided in this section
69 13 in lieu of the provisions of section 331.438, subsection 2,
69 14 and section 331.439, subsection 3, and chapter 426B:
69 15 \$ 69,688,019
69 16 b. For transfer to the department of public health for the
69 17 brain injury services program in accordance with section
69 18 135.22B:
69 19 \$ 3,426,593
69 20 DIVISION VIII
69 21 CODE CHANGES

69 22 Sec. 62. Section 35D.18, subsection 5, Code 2007, is
69 23 amended to read as follows:
69 24 5. Notwithstanding section 8.33, ~~up to five hundred~~
69 25 ~~thousand dollars of any balance in the Iowa veterans home~~
69 26 ~~revenue annual appropriation or revenues that remain remains~~
69 27 unencumbered or unobligated at the close of the fiscal year
69 28 shall not revert but shall remain available for expenditure
69 29 for specified purposes of the Iowa veterans home until the
69 30 close of the succeeding fiscal year.

69 31 Sec. 63. Section 234.12A, subsection 1, Code 2007, is
69 32 amended to read as follows:

69 33 1. The department of human services shall maintain an
69 34 electronic benefits transfer program utilizing electronic
69 35 funds transfer systems. The program shall ~~at a minimum~~
70 1 provide for all of the following:

70 2 ~~a. A retailer shall not be required to make cash~~
70 3 ~~disbursements or to provide, purchase, or upgrade electronic~~
70 4 ~~funds transfer system equipment as a condition of~~
70 5 ~~participation in the program.~~

70 6 ~~b. A retailer providing electronic funds transfer system~~
70 7 ~~equipment for transactions pursuant to the program shall be~~
70 8 ~~reimbursed seven cents for each approved transaction pursuant~~
70 9 ~~to the program utilizing the retailer's equipment.~~

70 10 ~~c. A retailer that provides electronic funds transfer~~
70 11 ~~system equipment for transactions pursuant to the program and~~
70 12 ~~who makes cash disbursements pursuant to the program utilizing~~
70 13 ~~the retailer's equipment shall be paid a fee of seven cents by~~
70 14 ~~the department for each cash disbursement transaction by the~~
70 15 ~~retailer.~~

70 16 Sec. 64. Sections 237A.28 and 422.100, Code 2007, are
70 17 repealed.

70 18 EXPLANATION

70 19 This bill relates to and makes appropriations for health
70 20 and human services for FY 2008=2009 to the department of
70 21 veterans affairs, the Iowa veterans home, the department of
70 22 elder affairs, the department of public health, Iowa finance
70 23 authority, department of human rights, state board of regents,
70 24 department of inspections and appeals, and the department of
70 25 human services.

70 26 GENERAL FUND, VETERANS TRUST FUND, AND BLOCK GRANT
70 27 APPROPRIATIONS. This division appropriates funding from the
70 28 general fund of the state for the department of elder affairs,
70 29 the department of public health, and the department of
70 30 veterans affairs.

70 31 The division appropriates funds from the gambling treatment
70 32 fund in lieu of the standing appropriation in Code section
70 33 135.150 for addictive disorders and provides for use of the
70 34 funds remaining in the fund.

70 35 The division appropriates funding from the general fund of
71 1 the state and the federal temporary assistance for needy
71 2 families block grant to the department of human services. The
71 3 allocation for the family development and self-sufficiency
71 4 grant program is made directly to the department of human
71 5 rights.

71 6 The reimbursement section addresses reimbursement for
71 7 providers reimbursed by the department of human services.

71 8 The division eliminates the provision relating to providing
71 9 increased nursing facility reimbursement based on
71 10 accountability measurements.

71 11 SENIOR LIVING TRUST FUND, PHARMACEUTICAL SETTLEMENT
71 12 ACCOUNT, IOWACARE ACCOUNT, AND HEALTH CARE TRANSFORMATION
71 13 ACCOUNT. This division makes appropriations for FY 2008=2009
71 14 from the senior living trust fund to the department of elder
71 15 affairs, the department of human services, the department of
71 16 inspections and appeals, and the Iowa finance authority.

71 17 The division makes an appropriation from the pharmaceutical
71 18 settlement account to the department of human services to
71 19 supplement the medical contracts appropriation.

71 20 The division makes appropriations from the IowaCare account
71 21 to the state board of regents for distribution to the
71 22 university of Iowa hospitals and clinics, and to the
71 23 department of human services for distribution to a publicly
71 24 owned acute care teaching hospital in a county with a
71 25 population over 350,000, and to the state mental health
71 26 institutes for purposes related to the IowaCare program and
71 27 indigent care. The division also makes an appropriation to
71 28 the department of human services from the health care
71 29 transformation account for various health care reform
71 30 initiatives. The division makes an additional appropriation
71 31 for distribution to the university of Iowa hospitals and
71 32 clinics based on claims adjudicated and paid.

71 33 MH/MR/DD/BI SERVICES ALLOWED GROWTH FUNDING == FY
71 34 2008=2009. This division revises and provides for
71 35 distribution of the services funding previously appropriated
72 1 for FY 2008=2009.
72 2 HEALTH CARE TRUST FUND. This division includes provisions
72 3 relating to health care and makes appropriations from the
72 4 health care trust fund.
72 5 PUBLIC HEALTH AND DEPARTMENT OF HUMAN SERVICES
72 6 APPROPRIATIONS. Appropriations are made from the health care
72 7 trust fund to the department of public health for addictive
72 8 disorders, healthy children and families, chronic conditions,
72 9 and community capacity. In addition, the department of public
72 10 health is required to continue working with other state
72 11 agencies to enhance workforce competency of professional and
72 12 direct care staff who provide behavioral health services.
72 13 Funds are appropriated from the health care trust fund to
72 14 the department of human services for medical assistance, the
72 15 state children's health insurance program, and mental health,
72 16 mental retardation, and developmental disability (MH/MR/DD)
72 17 services allowed growth.
72 18 PRIOR YEAR APPROPRIATION CHANGES. This division changes
72 19 prior year appropriations.
72 20 An allocation made in 2006 Iowa Acts, ch. 1184, for
72 21 purposes of the decategorization of child welfare and juvenile
72 22 justice funding initiative under Code section 232.188 is
72 23 amended to provide that up to \$3,605,000 from the allocation
72 24 and any other funding designated as carryover funding under
72 25 the initiative that is unencumbered or unobligated at the
72 26 close of fiscal year 2007=2008 will not revert as provided in
72 27 Code section 232.188 but instead will remain to be used for
72 28 the initiative in FY 2008=2009.
72 29 The appropriation made in 2007 Iowa Acts, ch. 176, for the
72 30 Vietnam Conflict veterans bonus fund is amended to provide
72 31 that the appropriation does not revert at the close of FY
72 32 2007=2008 but remains available through the succeeding fiscal
72 33 year.
72 34 The appropriation made in 2007 Iowa Acts, ch. 203, for the
72 35 injured veterans grant program is amended to provide that the
73 1 appropriation does not revert at the close of FY 2007=2008 but
73 2 remains available through the succeeding fiscal year.
73 3 The division takes effect upon enactment.
73 4 PRIOR YEAR APPROPRIATION CHANGES WITH CONTINGENT
73 5 APPLICABILITY DATE. This division changes prior year
73 6 appropriations and is retroactively applicable to December 21,
73 7 2007, but is contingent upon federal approval of a Medicaid
73 8 state plan amendment.
73 9 Two appropriations made from the federal temporary
73 10 assistance for needy families block grant in 2007 Iowa Acts,
73 11 ch. 218, are amended to reduce the family investment program
73 12 appropriation by \$6.5 million and increase the appropriation
73 13 for state child care assistance by a like amount.
73 14 The appropriation made from the general fund of the state
73 15 in 2007 Iowa Acts, ch. 214, for the state psychiatric hospital
73 16 is reduced to zero and is replaced by increasing the
73 17 appropriation made from the general fund of the state for the
73 18 medical assistance program in 2007 Iowa Acts, ch. 218, and
73 19 making an allocation for the psychiatric hospital. The
73 20 medical assistance appropriation is also amended to transfer
73 21 approximately \$4.5 million to the IowaCare account. In
73 22 addition, the appropriation made in 2007 Iowa Acts, ch. 215,
73 23 for the salary adjustment fund is amended to reduce the
73 24 appropriation and to reflect that the distribution of salary
73 25 adjustment moneys for the state psychiatric hospital are
73 26 reduced to zero.
73 27 The bill also increases the amount appropriated to the
73 28 state board of regents for the IowaCare program for FY
73 29 2007=2008, and makes distribution of the amount contingent
73 30 upon claims adjudicated and approved for payment.
73 31 MH/MR/DD/BI SERVICES ALLOWED GROWTH FUNDING FOR FY
73 32 2009=2010. This division provides the FY 2008=2009 allowed
73 33 growth appropriation for distribution to counties and for the
73 34 brain injury services program in the department of public
73 35 health.
74 1 CODE CHANGES. This division provides miscellaneous Code
74 2 changes.
74 3 Code section 35D.18, requiring the Iowa veterans home to
74 4 operate with a net general fund appropriation, is amended to
74 5 remove a \$500,000 restriction on the amount of excess funding
74 6 that may be carried forward at the close of a fiscal year.
74 7 Code section 234.12A, relating to the electronic benefits
74 8 transfer program operated by the department of human services

74 9 for food stamp benefits, is amended to repeal a requirement to
74 10 reimburse retailers for each transaction and cash
74 11 disbursement.
74 12 Code sections 237A.28 and 422.100, which respectively
74 13 establish the child care credit fund and require the treasurer
74 14 of state to credit \$2.6 million annually into the fund from
74 15 individual income tax withholding receipts, are repealed.
74 16 LSB 5012XG 82
74 17 pf/jp/l4.4